

# Allegation of Employee Misconduct

## Complainant's Information:

Complainant's Name <u>Family of Woodrell Marcus</u>	Date of Birth	Race / Sex <u>Ind / M</u>
Home Address <u>6709 Dream Dust Dr</u>	<u>NRH, TX (North Richland Hills)</u>	<u>682-2485038</u>
Email address <u>cashussunn@gmail.com</u>	Home Telephone Number	Cell Phone Number

## Complaint:

Case number (if known)	Date of Incident <u>01-08-18</u>	Time of Incident <u>9:00 AM</u>
Location of Incident <u>Live Oak Courthouse</u>	Complaint involves an allegation of	
Statement of complaint (continue on additional pages if needed)		
<p>I was approach by the Bailiff of the court and asked to remove my hat. I informed the deputy that it was not a hat but my head covering observing my legal and constitutional right of observation of religion, at that time the deputy ordered me to step outside in which I cooperated to engage him in debate verbally. He then proceeded to get his commanding officer which was Copal, Lamar Kent ID# 3112 he, officer Kent ID# 3112 began to threaten me with False imprisonment and threats of violence against my body or person. Due to the Oath of public servant it in 3 Inst. 165; 4 Inst 278; 2 Roll App 277 <del>Faint</del> Tomlin's Law Dict. 1935 Edition Volume 2 "Oath... All Oath must be lawful, allowed by the common law, or some statute, if they are administered by persons in a private capacity, or not duly authorized they are Coram Non Justice and void; and those administering them are guilty of a high contempt, for doing it without warrant of law, and is punishable by fine and imprisonment.</p>		

## Witness Information:

1	Witness Name	Witness Home Phone Number
	Witness Address	Witness Cell Phone Number
2	Witness Name	Witness Home Phone Number
	Witness Address	Witness Cell Phone Number

## Employee Information:

1	Employee Name <u>Lamar Kent</u>	Employee ID Number <u>3112</u>
	Was the employee in uniform at the time of the incident? <u>Yes</u>	Was the employee driving a marked car? <u>NO</u>
2	Employee Name	Employee ID Number
	Was the employee in uniform at the time of the incident?	Was the employee driving a marked car?

Per USC 21 sta 341 This deputy violated my rights and tried to turn my rights legally and natural rights into I crime

**Suwannee County  
Sheriff's Office**

Attempted Calling  
Mr. Family of Woodall  
TARUS several times  
but NO ANSWER.

Sheriff Sam St John  
386-362-2222

In accordance with Florida Statue 837.06, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of their official duty shall be guilty of a misdemeanor of the second degree. Further, if the charges are found to be unfounded or are exonerated, the accused has the right to pursue civil recourse against the complainant.

I hereby acknowledge that the information provided in this document is true and accurate to the best of my knowledge and recollection.

Complainant's Signature:



Date Signed:

01-08-18

Supervisor Accepting Complaint:

Date Received:



## EMPLOYEE COMPLAINT FORM

Date complaint received: 12-27-16 Time received: 2:30 pm

Complaining Party: JAMIE ALLEN

Race: W Sex: F DOB: 11-10-61 Other: \_\_\_\_\_

Address: 1978 PARK AVE City/State/Zip: Tarpon Springs, FL 34680

Best Phone Numbers: Home: 727-934-8180 Work: 813-765-0077

Is complaining party the person involved with the employee? (☒ Yes) (☐ No)  
If "no", what is complaining party's relationship to the person? \_\_\_\_\_  
If "no", was the complaining party a witness to the incident? (☐ Yes) (☐ No)  
If "no", how did complaining party learn details of the incident? \_\_\_\_\_

Date Incident Occurred: 12-18-16 Time: \_\_\_\_\_

Location: Spirit of the Suwannee Music Park.

Employee(s) Involved: Cpl. Mike Landis

Narrative (uninterrupted) of complainant's observations or knowledge of the incident: \_\_\_\_\_

DURING AN INVESTIGATION OF A BURGLARY AND THEFT  
THE COMPLAINING PARTY (MRS. JAMIE ALLEN) STATES THAT CORPORAL  
LANDIS CAME UP TO HER NIECE (DEANNA HOGAN), AND TOLD HER  
HE WAS GOING TO ARREST MRS. ALLEN. THEN LEFT. JAMIE ALLEN  
SAID WHEN SHE RETURNED TO THE CAMPSITE AT 305MP SHE  
FOUND DEANNA CURLED UP ON THE COUCH HAVING A BAD  
PANIC ATTACK. JAMIE ALLEN SAID DEANNA HAD A HEAD  
INJURY WHEN SHE WAS YOUNGER AND SHE STILL SUFFERS  
FROM THAT. MRS. ALLEN CLAIMS Cpl. LANDIS WAS VERY UN-  
PROFESSIONAL IN WHAT HE TOLD DEANNA.

Follow-up.

Sgt. Roberts spoke to DEANNA AND <sup>she</sup> ADVISED THAT Cpl.  
LANDIS WAS NOT UPSET WITH HER NOR DID HE CAUSE HER  
PANIC ATTACK. DEANNA SAID SHE WAS UPSET AT HOW Cpl.  
LANDIS WAS SAYING HE WAS GOING TO REMOVE JAMIE FROM  
THE PARK.

Sgt. Roberts said he apologized to DEANNA for the  
WAY Cpl. LANDIS MADE HER FEEL. Sgt. Roberts said he verbally  
COUNSELLED Cpl. LANDIS. NO FURTHER ACTION TAKEN.

Be sure to restate problem so there is a clear understanding.



Employee's immediate supervisor: Sgt. Tommy Roberts

Will complaint be handled by employee's immediate supervisor? ☒ Yes ( ) No

If "no", who will handle complaint?: \_\_\_\_\_

Special Instructions: \_\_\_\_\_

Date Assigned: 12-27-16

How Assigned: verbally assigned

#### Follow-up

Findings of person assigned to be attached to this report.

Date complaining party was called back: 12-31-16 Time: 6:42 pm.

What resolution was reached?: I apologized for Cpl. Landis causing her to have a panic attack. Cpl. Landis was not aware that she had a brain injury.

Was complaining party satisfied?: yes

Was any disciplinary action required? ( ) Yes ( ☒ ) No

If 'yes', explain: \_\_\_\_\_

Remarks: I spoke to Deanna by phone. She was at home in Tarpon Springs. Deanna told me that Cpl. Landis came to the camp to see if Jamie was there. Deanna told Cpl. Landis she had taken the person (unknown name) out of the park. The park had requested the Sheriff's Office to remove this person. Cpl. Landis advised Jamie that she needed to bring him to us so we could escort him off of the property. After finding this out Cpl. Landis made a comment that he would have Jamie removed from the park. Deanna states that Cpl. Landis was not upset at her, just Jamie. Deanna states that she ~~exhibits~~<sup>has</sup> panic attacks and recently taken herself off of the medication. This causing her to have a panic attack. Deanna states that she was just upset that Cpl. Landis was threatening to remove Jamie from the park.

Date: 12-31-16

Person Taking Complaint: Sgt Tommy Roberts 31-11

Entered into personnel file(s): ( ) Yes ( ) No



# Allegation of Employee Misconduct

Complainant's Information:		
Complainant's Name <u>Jamie Allen</u>	Date of Birth <u>11-10-1961</u>	Race / Sex <u>White</u>
Home Address <u>1978 PARK AVE</u>	Home Telephone Number <u>727-934-8180</u>	Cell Phone Number <u>813-765-0077</u>
Email address <u>jamie10@yahoo.com</u>		

Complaint:		
Case number (if known)	Date of Incident <u>12/18/2016</u>	Time of Incident
Location of Incident	Complainant involves an allegation of	
<p>Statement of complaint (continue on additional pages if needed)</p> <p><u>Corp. Bandis during investigation of said matter of miss Kelly at S.M.P spoke inappropriately to DeAnna Hoyer at the RV of Jamie Allen #S.P 68 said he was going to arrest the dog lady and remove the dog home from S.M.P. Which in turn cause Miss Hoyer to have</u></p>		

Witness Information:	
1 Witness Name	Witness Home Phone Number
1 Witness Address	Witness Cell Phone Number
2 Witness Name	Witness Home Phone Number
2 Witness Address	Witness Cell Phone Number

Employee Information:	
Employee Name	Employee ID Number
1 Was the employee in uniform at the time of the incident?	Was the employee driving a marked car?
Employee Name	Employee ID Number
2 Was the employee in uniform at the time of the incident?	Was the employee driving a marked car?

Statement of Complaint (continued):

a extremely Bad panic attack I found  
her curled up on couch Barely able  
to breath it took about 1 1/2 hours to calm her  
enough to have her go to the police  
Dept to file a complaint against Corp  
Hendrix.

I just have a copy of said  
complaint

Thank you for your cooperation  
in this matter

Very Respectfully  
Jamie L. Allen  
813-765-0077 cell

In accordance with Florida Statute 837.06, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of their official duty shall be guilty of a misdemeanor of the second degree. Further, if the charges are found to be unfounded or are exonerated, the accused has the right to pursue civil recourse against the complainant.

I hereby acknowledge that the information provided in this document is true and accurate to the best of my knowledge and recollection.

Complainant's Signature:

J. Allen

Date Signed:

12/27/2016

Supervisor Accepting Complaint:

Ron Colvin

Date Received:

12-27-16



# OFFENSE INCIDENT REPORT

Juvenile ☐ Yes  
Involved ☒ No  
Original Supplement ☐

Agency ORI		<b>FLO610000</b>		<b>SUWANNEE COUNTY SHERIFF'S OFFICE</b>				Agency Case #: <b>16-37337</b>																																																																																																																																																																																																																																																			
Reported Day	<b>Saturday</b>	Date	<b>12/17/16</b>	Time Mil.	<b>1309</b>	Time Dispatched	<b>1311</b>	Time Arrived	<b>1332</b>	Time Completed	<b>1456</b>																																																																																																																																																																																																																																																
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	<b>2 TRAFFIC FELONY</b>	<b>4 MISDEMEANOR</b>	<b>9 OTHER</b>	<b>Monday</b>		<b>12/12/16</b>	<b>1300</b>	<b>Saturday</b>	<b>12/17/16</b>	<b>1456</b>																																																																																																																																																																																																																																																	
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<b>CABIN # 248E</b>						<b>LIVE OAK, FL</b>		<b>32060</b>		<b>MAP 111</b>																																																																																																																																																																																																																																																	
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<b>3967 KINDERLOU FOREST ST.</b>			<b>VALDOSTA</b>		<b>GA</b>		<b>31601</b>																																																																																																																																																																																																																																																				
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Race	Sex	Date of Birth	Res. Type	FL. Res. Status	Extent of Injury	Injury Type	Relationship																																																																																																																																																																																																																																																				
Offense Number	Suspect Code	Juvenile	NAME : Last, First Middle				Residence Phone #																																																																																																																																																																																																																																																				
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Complexion	Build	Facial Hair	Teeth	Speech / Voice	Special Identifiers																																																																																																																																																																																																																																																						
Report Contains : <b>OIR, NARRATIVE, PROPERTY REPORT</b>								Related Report #(s):																																																																																																																																																																																																																																																			
Officer(s) Reporting: <b>CPL. MICHAEL S. LANDIS</b> (Signature)								ID #(s): <b>31-18</b>		Unit : <b>Patrol</b>																																																																																																																																																																																																																																																	
Officer Reviewing: <b>[Signature]</b> ID# <b>31-11</b>								Routed To:		Date:																																																																																																																																																																																																																																																	
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Narrative on Separate Page



# NARRATIVE

Agency ORI Number <b>FL0610000</b>	Suwannee County Sheriff's Office 200 South Ohio / MLK Ave Live Oak, FL 32064
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Date Reported	<b>12/17/16</b>	Agency Case Number:	<b>16-37337</b>
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ON THE ABOVE DATE, I WAS DISPATCHED TO THE SPIRIT OF THE SUWANNEE MUSIC PARK, CABIN 248E, IN REFERENCE TO A DELAYED BURGLARY AND THEFT. UPON ARRIVAL, I MADE CONTACT WITH TIM KELLY AND HIS WIFE, GAIL KELLY. TIM AND GAIL ADVISED THAT THEY LIVE IN VALDOSTA AND OWN CABIN 248E THAT THEY USE AS A VACATION HOME SEVERAL DAYS EACH MONTH. TIM ADVISED WHEN HE AND GAIL ARRIVED AT THEIR CABIN ON 12/17/16, THEY DISCOVERED THE SLIDING GLASS DOOR WAS PARTIALY OPEN. TIM ADVISED THAT THEY ENTERED THEIR CABIN AND DISCOVERED THE INTERIOR WAS IN DISARRAY, WITH SEVERAL CABINET DOORS LEFT OPEN AND THEIR PERSONAL BELONGINGS APPEARED TO HAVE BEEN GONE THROUGH. TIM ADVISED THAT THE REAR ENTRANCE DOOR TO A CLOSED IN SECTION OF THE PORCH WAS PARTIALY OPEN ALSO. TIM ADVISED THERE WERE SUNFLOWER SEED HULLS ALL OVER THE FLOOR IN THE LIVING ROOM AREA, BUT CLEANED UP PRIOR TO MY ARRIVAL.

TIM ADVISED HE DISCOVERED HIS TAYLOR ACOUSTIC/ELECTRIC GUITAR (ESTIMATED VALUE \$1000.00), GIBSON EPIPHONE ELECTRIC GUITAR (ESTIMATED VALUE \$600.00 BLACK IN COLOR WITH "MONSTER ENERGY" GREEN DESIGN), A GIBSON "G-DECK" SMALL PRACTICE GUITAR AMPLIFIER ( ESTIMATED VALUE \$300) AND APPROXIMATELY \$500 IN CHANGE THAT WAS IN A GLASS JAR LOCATED IN THE LIVING ROOM, WERE ALL MISSING. TIM ADVISED THAT WHOEVER WAS IN THEIR CABIN, APPEARED TO HAVE CONSUMED ALMOST AN ENTIRE BOTTLE OF CROWN ROYAL LIQUOR. THE CROWN ROYAL BOTTLE WAS STILL ON THE COUNTER. GAIL ADVISED SHE WENT TO THE BATHROOM AND DISCOVERED THE MEDICINE CABINET DOOR WAS OPEN, BUT NOTHING APPEARED TO BE MISSING. GAIL THEN SHOWED ME SEVERAL JEWELRY ITEMS THAT WERE LEFT IN THE BATHROOM THAT WAS NOT TAKEN. UPON FURTHER INVESTIGATION, NO SIGNS OF FORCED ENTRY WERE FOUND. TIM ADVISED HE HAS WORKERS FROM THE PARK DOING CONSTRUCTION ON HIS CABIN AND IT IS POSSIBLE ONE OF THEM COULD HAVE LEFT ONE OF THE DOORS UNLOCKED, BUT ADVISED HE DOES NOT SUSPECT ANY OF THE WORKERS TO BE RESPONSIBLE.

PHOTOGRAPHS WERE TAKEN AT THE SCENE AND PLACED INTO EVIDENCE FOR FUTURE REFERENCE. ONE PARTIAL LATENT FINGERPRINT WAS OBTAINED OFF OF THE CHANGE JAR AND WAS PLACED INTO EVIDENCE TO BE SENT TO THE FDLE LAB FOR ANALYSIS. TIM ADVISED AT THIS TIME HE DOES NOT HAVE ANY OF THE SERIAL NUMBERS TO HIS GUITARS OR THE AMP, BUT IF AND WHEN HE LOCATES THEM HE WOULD CONTACT THIS OFFICER. NOTHING FURTHER AT THIS TIME.

Report Contains	Related Report Numbers		
Officer(s) Reporting <i>Cpl MSA</i>	ID# <i>31-18</i>	Unit <i>PATRCL</i>	Date <i>12/17/16</i>



# PROPERTY REPORT

ORIGINAL ☒  
SUPPLEMENT ☐

ADMIN	AGENCY ORI <b>FL0610000</b>		AGENCY NAME <b>SUWANNEE COUNTY SHERIFF'S OFFICE</b>			AGENCY REPORT NUMBER <b>16-37337</b>				
	ORIGINAL DATE REPORTED <b>12/17/16</b>		CASE REFERENCE <b>BURGLARY/ THEFT</b>							
THEFT	00 - N/A 01 - BURGLARY 02 - ROBBERY		03 - SHOPLIFTING 04 - POCKET PICKING 05 - PURSE SNATCHING		06 - EMBEZZLEMENT 07 - FROM COIN OPERATING MACHINE 08 - FROM PUBLIC ACCESS BUILDING		09 - FROM VEHICLE 10 - EXTORTION 11 - BY COMPUTER			
							<b>01</b>			
CODES	PERSON CODE V - VICTIM S - SUSPECT P - PROPRIETOR			STATUS CODE 1 - STOLEN 2 - RECOVERED 3 - STOLEN & RECOVERED			DAMAGE CODE 0 - N/A 1 - ARSON 2 - CRIMINAL MISCHIEF			
	A - ARESTEE Z - OTHER			4 - RECOVERED FOR OTHER JURISDICTION 5 - LOST 6 - FOUND			3 - DURING OTHER OFFENSE 9 - OTHER			
	PROPERTY TYPE									
	A - AUTO ACCESSORY / PART    F - FOOD / LIQUOR / CONSUMABLE    K - CLOTHING / FUR    P - ART / COLLECTION    U - CURRENCY B - BICYCLE    G - GUN    L - LIVESTOCK    Q - COMPUTER EQUIPMENT    V - CREDIT CARD / NON-NEGOTIABLE C - CAMERA / PHOTO EQUIPMENT    H - HOUSEHOLD / APPLIANCE / GOODS    M - MUSICAL INSTRUMENT    R - RADIO / STEREO    W - BOAT MOTOR D - DRUG    I - PLANT / CITRUS    N - CONSTRUCTION MACHINERY    S - SPORTS EQUIPMENT    X - STRUCTURE E - EQUIPMENT / TOOL    J - JEWELRY / PRECIOUS METAL    O - OFFICE EQUIPMENT    T - TV / VIDEO / VCR    Y - FARM EQUIPMENT    Z - MISCELLANEOUS									
PROPERTY	PESON CODE	#	ITEM #	STATUS	DAMAGE	PROPERTY TYPE	QUANTITY	BRAND NAME	MODEL NAME / NUMBER	
	V	1	1	1	0	M	1	TAYLOR	UNK	
	SERIAL NUMBER <b>UNK</b>			OWNER APPLIED NUMBER		DESCRIPTION (SIZE, COLOR, CALIBER, BARREL LENGTH, ECT...) <b>ACOUSTIC/ELECTRIC GUITAR BLONDE IN COLOR</b>				
	VALUE <b>\$ 1000.00</b>		VALUE RECOVERED <b>\$ 0.00</b>		DATE RECOVERED		FCIC / NCIC			
PROPERTY	PESON CODE	#	ITEM #	STATUS	DAMAGE	PROPERTY TYPE	QUANTITY	BRAND NAME	MODEL NAME / NUMBER	
	V	1	2	1	0	M	1	GIBSON EPIPHONE	UNK	
	SERIAL NUMBER <b>UNK</b>			OWNER APPLIED NUMBER		DESCRIPTION (SIZE, COLOR, CALIBER, BARREL LENGTH, ECT...) <b>ELECTRIC GUITAR BLACK IN COLOR W/ GREEN "MONSTER ENERGY" DESIGN</b>				
	VALUE <b>\$ 600.00</b>		VALUE RECOVERED <b>\$ 0.00</b>		DATE RECOVERED		FCIC / NCIC			
PROPERTY	PESON CODE	#	ITEM #	STATUS	DAMAGE	PROPERTY TYPE	QUANTITY	BRAND NAME	MODEL NAME / NUMBER	
	V	1	3	1	0	M	1	GIBSON	G-DECK	
	SERIAL NUMBER <b>UNK</b>			OWNER APPLIED NUMBER		DESCRIPTION (SIZE, COLOR, CALIBER, BARREL LENGTH, ECT...) <b>ELECTRIC GUITAR AMPLIFIER BLACK IN COLOR</b>				
	VALUE <b>\$ 300.00</b>		VALUE RECOVERED <b>\$ 0.00</b>		DATE RECOVERED		FCIC / NCIC			
PROPERTY	PESON CODE	#	ITEM #	STATUS	DAMAGE	PROPERTY TYPE	QUANTITY	BRAND NAME	MODEL NAME / NUMBER	
	V	1	4	1	0	U	1	U.S.		
	SERIAL NUMBER			OWNER APPLIED NUMBER		DESCRIPTION (SIZE, COLOR, CALIBER, BARREL LENGTH, ECT...) <b>LOOSE CHANGE FROM JAR</b>				
	VALUE <b>\$ 500.00</b>		VALUE RECOVERED <b>\$ 0.00</b>		DATE RECOVERED		FCIC / NCIC			
PROPERTY	PESON CODE	#	ITEM #	STATUS	DAMAGE	PROPERTY TYPE	QUANTITY	BRAND NAME	MODEL NAME / NUMBER	
	SERIAL NUMBER			OWNER APPLIED NUMBER		DESCRIPTION (SIZE, COLOR, CALIBER, BARREL LENGTH, ECT...)				
	VALUE		VALUE RECOVERED		DATE RECOVERED		FCIC / NCIC			
CODES	ACTIVITY P - POSSESS    R - SMUGGLE    M - MANUFACTURE / PRODUCE / CULTIVATE S - SELL    D - DELIVER    Z - OTHER B - BUY    E - USE T - TRAFFIC    K - DISPENSE / DISTRIBUTE					DRUG TYPE A - AMPHETAMINE    H - HALLUCINOGEN    S - SYNTHETIC B - BARBITURATE    M - MARIJUANA    U - UNKNOWN C - COCAINE    O - OPIUM / DERIVATIVE    Z - OTHER E - HEROIN    P - PARAPHERNALIA			UNIT 1 - GRAM    5 - POUND 2 - MILLIGRAM    6 - TON 3 - KILOGRAM    7 - LITER    9 - DOSE UNIT 4 - OUNCE    8 - MILLILITER	
DRUGS	ACTIVITY	TYPE	DESCRIPTION					QUANTITY	UNIT	ESTIMATED STREET VALUE
	ACTIVITY	TYPE	DESCRIPTION					QUANTITY	UNIT	ESTIMATED STREET VALUE
	ACTIVITY	TYPE	DESCRIPTION					QUANTITY	UNIT	ESTIMATED STREET VALUE
PROPERTY DETAILED										
ADMIN	OFFICER REPORTING <b>Cpl. Mike Landis</b>		I.D. NUMBER <b>31-18</b>		UNIT <b>PATROL</b>		DATE <b>12/17/16</b>			
	OFFICER REVIEWING		I.D. NUMBER		ROUTED TO		ASSIGNED TO		DATE	

## Officer Complaint

OFFICER: Willis, Lee

REF: Officer Complaint

On 07/07/16 Thursday at 1540 hours an Ashlyn Brady contacted this officer making a complaint against Officer Lee Willis. Mr. Brady stated that he, his girlfriend and another person were at Royal Springs today when an officer came up to him about his dog at the Springs and was very rude and "got in his face" with an attitude. Ashlyn stated that this Officer wrote him a ticket for having his dog at the springs even though there had been dogs there earlier from other people. This Officer also told Ashlyn to "calm your jets" and called him "shorty". Later in the conversation this officer also told Ashlyn's girlfriend when she told him he couldn't write a ticket for the dog to "shut up, I've got this, I know my job". The Officer had asked for his I.D. so when Ashlyn stated it was in the car the Officer became irritated at him and impatient when he was looking for it. He identified this Officer as Lee Willis, Mr. Brady stated he used to be a First Responder (Fire) and thought law enforcement shouldn't treat the public like that. I stated that didn't sound like Officer Willis but I would make contact with him to hear his side of the story. During this conversation with Mr. Willis he was very curt and agitated while explaining the situation to me.

I contacted Officer Willis by phone and stated someone had made a complaint against him and he stated he knew what it was about and named he had written a ticket to an individual about his dog at Royal Springs who had an attitude. I stated that was the one and outlined his statements. Officer Willis stated that he had made contact with Mr. Brady and his girlfriend at Royal Springs when someone else stated they saw a dog locked in a car and it was hot so he (Willis) decided to check on it. He did find a dog in the car and that's when Mr. Brady made contact with Officer Willis getting irate. Officer Willis stated he originally was not going to write a ticket but when Mr. Brady "got in his face" with an attitude telling him what he couldn't do Officer Willis did tell him to "calm your jets" and admitted he had called Mr. Brady "shorty", that it just slipped out and he was wrong to do it but had apologized saying it to Mr. Brady. Officer Willis stated that Mr. Brady kept on with his attitude and even his girlfriend made a comment to him that he couldn't write a ticket about the dog so he told her, "I've got this, I know my job" but denied he told her to shut up.

I then contacted Mr. Brady back advising what I had been told by Officer Willis about it was he (Brady) who had the attitude first. That yes, during the conversation Officer Willis had made a statement, "calm your jets shorty" but had apologized later for saying it, Mr. Brady stated he didn't hear an apology. I then stated Officer Willis denied telling his girlfriend to shut up but admitted telling her when she was writing the ticket when she told him he couldn't he told her "I've got this, I know my job". Mr. Brady was insistent that he wanted to lodge a complaint so I advised him to furnish a list of his witnesses with phone numbers so they could



be interviewed. I also made a statement that he (Brady) was very irritated with me on the phone and I could believe he was that way with Officer Willis which he denied. I stated we would investigate and get back with him and he furnished me his email (bradyashlyn10@yahoo.com).

I then called Officer Willis back and went through the statements again, Officer Willis then stated that he had tape recorded most of the conversation due to Mr. Brady's attitude and would furnish it to this Officer. He also mentioned a teacher from Branford School who was a witness and had come over standing by Officer Willis and could testify to what was said.

This Investigator then emailed Mr. Brady at his furnished email stating to get back with me with his witness's and that Officer Willis had tape recorded most of the conversation which would be furnished for this complaint.

On 07/08/16 Friday Mr. Brady sent me an email about his complaint and the list of witnesses that were with him (Madison Camp and Sonny Burnham). I also advised Mr. Brady that Officer Willis had tape recorded most of the conversation and that we would review the recording.

On 07/11/16 Monday Officer Willis came into the office and made a digital recording of the conversation he had with Mr. Brady. Officer Willis stated again, he was wrong to call him "shorty" which he apologized to him later but Mr. Brady's attitude getting in his face was why the Officer responded very curt back at him. Officer Willis stated he started recording after the initial confrontation and the part of him calling him "shorty" would not be on the tape but the apology should be. After the recording was dubbed we then listened to the recording and the recording started off with Officer's apology about calling Mr. Brady "shorty" and Mr. Brady was clearly heard making an acknowledgment about the apology.

On 07/14/16 Thursday at 1312 hours this Investigator talked to Madison Camp, a juvenile (twelve) who had been with Mr. Brady and his girlfriend at Royal Springs. I identified myself to her and asked about the incident at Royal Springs. She stated that Ashlyn got in the officer's face first and the officer responded back about him "cooling his jets" or something like that and he was "kinda" rude to Ashlyn at times. I asked if she heard about the apology and she said no, she had walked back to the car after the initial confrontation. She did not hear about what was said between Officer Willis and Ashlyn's girlfriend.

At 1438 hours this Investigator talked to Sonny Burnham on the phone, Ashlyn's girlfriend. She stated that they had been at the springs for about thirty minutes, the puppy was in the car and there had been a complaint from someone at the springs about their puppy in the car and an Officer came. She stated they were going to leave but the cop stopped them. She stated she didn't hear everything said because she was getting into the car but did hear the officer tell Ashlyn "cool your jets shorty" and she responded to him (Officer) that he needed to show some respect. The Officer told her to "shut up, I'm trying to do my job". The Officer got mad because Ashlyn was not getting his I.D. fast enough. She did admit that when the Officer

asked for Ashlyn's I.D. he kept walking away from the officer and the Officer was saying "Sir, Sir," to stop him. She did not hear the apology from the Officer to Ashlyn so I told her the Officer had a partial recording and the apology was on the recording with Ashlyn acknowledging it. She also admitted that Ashlyn "had an attitude" because there had been other dogs at the springs but he was getting a ticket for it. I asked if there had been dogs there when the Officer arrived, she said no. I stated then how could the Officer do anything when he didn't witness any violations.

Results of this Investigation turned over to Chief Deputy on 07/21/16.



Wayne Musgrove

Ashlyn Brady you now have my email address so please send your statement with a...  
to me

Jul 7

Jul 8 (13 days ago)

Officer approached me about my dog being in the park. I apologized and said I was Goin to take him home. Officer asked for ID. Complained about not getting my ID fast enough then proceeded to get in my face and called me "shorty" and said " you don't know what I can do to you." my girlfriend told him that we didn't know we couldn't have our dog I'm the park and he told her to shut up that she didn't know how to do his job.

Ashlyn Brady 3869385054

Sonny Burnham 3868551361

Madison Camp 3868552319

From: Wayne Musgrove &lt;wayne.musgrove@suwanneesherriff.com&gt;

To: &lt;bradyashlyn10@yahoo.com&gt;

Subject: Officer Complaint

Sent: Thu, Jul 7, 2016 8:10:32 PM

Mr. Brady, you now have my email address so please send your statement with a list of witness's with their phone contact numbers and we will look into the situation.

Lt. Wayne Musgrove

Suwannee County Sheriff's Office

Please Note: Florida has a very broad Public Records Law. Most written communications to or from State and Local Officials and agencies regarding State or Local business are public records available to the public and media upon request. Your email communications, including your email address, may therefore be subject to public disclosure.

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Wayne Musgrove &lt;wayne.musgrove@suwanneesherriff.com&gt;

Jul 9 (12 days ago)

to Ashlyn

Mr. Brady, thank you for your info, Officer Willis was interviewed for his side of the story. Our deputies have pocket tape recorders and Officer Willis also tape recorded most of the conversation between you and him so we are having it transcribed on paper to get the full story.

 Click here to Reply or Forward

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Last account activity: 59 minutes :  
[Del](#)

unfounded

## EMPLOYEE COMPLAINT FORM

Date complaint received: 06-07-16 Time received: 4:15 pm

Complaining Party: DAVE GUYTON

Race: B Sex: M DOB: 10-25-84 Other: \_\_\_\_\_

Address: \_\_\_\_\_ City/State/Zip: Live Oak, FL 32064

Best Phone Numbers: Home: 386-209-3274 Work: 935-5700

Is complaining party the person involved with the employee? (☒ Yes) (☐ No)

If "no", what is complaining party's relationship to the person? \_\_\_\_\_

If "no", was the complaining party a witness to the incident? (☐ Yes) (☐ No)

If "no", how did complaining party learn details of the incident? \_\_\_\_\_

Date Incident Occurred: 06-06-16 Time: Approx. 5pm

Location: BRANTFORD ELEMENTARY School

Employee(s) Involved: Deputy Trey DAVIS

Narrative (uninterrupted) of complainant's observations or knowledge of the incident:

DAVE GUYTON SAID HE NOTICED deputy following him. DAVE GUYTON pulls into a store and got something to drink. He left the store and saw deputy began following him again. The deputy followed him until he got to the Brantford Elementary School where he worked. DAVE GUYTON SAID HE TURNED INTO THE SCHOOL AND THE deputy kept going. DAVE GUYTON SAID AS HE GOT OUT OF HIS CAR HE SAW THE deputy pull in with his blue lights on. DAVE GUYTON SAID THE deputy came up AND QUESTIONED him about being at the school. When DAVE GUYTON told him he works there, the deputy said "NO YOU DON'T". GUYTON told the deputy HIS I.D. WAS IN THE SCHOOL. GUYTON SAID HE TOLD THE deputy he would get it but THE deputy told him he couldn't. GUYTON went in anyway AND retrieved his I.D. GUYTON SAID Deputy DAVIS had him step back outside but never would tell him why he was being stopped. GUYTON SAID Deputy DAVIS finally told him he had a brake light out AND he made an improper turn. GUYTON SAID he has dual light AND left brake. A tail only one was out which still left one working on the right side. GUYTON SAID the deputy ask to see his registration AND the one he had WAS A 2015, but his tag was up to date for 2016 but his decal WAS the one that went on his car. GUYTON SAID he told Deputy DAVIS both decals WAS bought AT THE store time so he must have

Be sure to restate problem so there is a clear understanding.



Put the car decal on the boat and the boat on the car. Guyton said Deputy Davis then gave him a citation for expired tag over 6 months.

On 06-08-16 approx. 1530 hrs. I met with Deputy Davis about this complaint. I told Deputy Davis about Mr. Guyton's complaint and asked him to tell me what happened. Deputy Davis said he had got anonymous information a car fitting Mr. Guyton's car had left a residence suspected of illegal drug activity.

Deputy Davis admitted to following the car but determined it was not the car. Deputy Davis said once the car turned into Brainerd Elementary he drove on by but decided to turn around once he realized school was out and the car went toward the back.

Deputy Davis said once he approached Mr. Guyton he asked for I.D. and Guyton said he worked at the school and his I.D. was inside. They went inside and the I.D. and same back outside. Deputy Davis said he did tell Mr. Guyton he had a brake light out and he made an improper lane change. Deputy Davis said he asked for the vehicle registration and was given one for the vehicle but it was a year old. Deputy Davis also noticed the decal on the tag was not the one registered to that tag it was registered to Mr. Guyton's boat. Deputy Davis knew the tag and the tag same back valid but he thought since the registration in the car was old, he should write a citation for expired tag.

Since the tag was not expired, I voided the citation. I advised Deputy Davis to take the FLE online course for Discriminatory Profiling & Professional Traffic Stops, which he did.

Employee's immediate supervisor: Cpt David Taylor

Will complaint be handled by employee's immediate supervisor? ( ) Yes ☒ No

If "no", who will handle complaint?: Ron Colvin, Chief Deputy

Special Instructions: \_\_\_\_\_

Date Assigned: 06-08-16

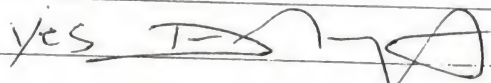
How Assigned: Received Complaint

#### Follow-up

Findings of person assigned to be attached to this report.

Date complaining party was called back: \_\_\_\_\_ Time: 0700

What resolution was reached?: Ticket voided. Deputy Davis will be counseled on proper traffic stops and will review traffic statutes.

Was complaining party satisfied?: yes 

Was any disciplinary action required? ( ) Yes ☒ No

If "yes", explain: \_\_\_\_\_

Remarks: Corrective AND Remedial Action recommended AND completed.

Date: 06-08-16

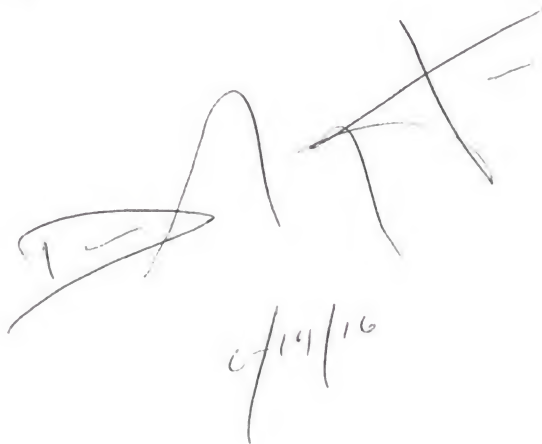
Person Taking Complaint: Ron Colvin

Entered into personnel file(s): ( ) Yes ( ) No



On June 6, 2016 I (Dave Guyton), was at the car wash in Branford FL vacuuming out my car. When I finish vacuuming out my car I got onto Highway 27 west bound. As I was traveling, I noticed Mr. P. Davis at the corner of Carver Ave, at the stop sign. I passed by Mr. Davis, that's when he begin to follow me. I turned into the Petro gas station, then Mr. Davis hind behind Pizza and Sub. After purchasing something to drink I got back onto HGWY 27, and then took a right onto HGWY 129. Mr. Davis came from behind the store that he was behind in got behind me. At this time Mr. Davis STILL hasn't made a stop. I took a right onto SE Plant AVE and that's when Mr. Davis took his right. Mr. Davis followed me all the way to BES. As I was turning, Mr. Davis looked at me before he pass me, then he went up in pulled over onto the grass. After taking the left into BES I parked my car and got out. When I got out Mr. Davis was coming down the road with his blue lights on. As I started to walk in, Mr. Davis got out of his car, and said (YOU DON'T BELONG HERE). I told Mr. Davis that I work here, so he asked me for some ID. I told Mr. Davis that my ID badge is inside, so we went into the building in got the ID badge. After, I gave Mr. Davis my badge he said "O", just come outside. Mr. Davis still hasn't told me why he was behind me or why he's asking for some ID. After about 30mins Mr. Davis finally told me what he came back for. He said that I have one brake light that was out and that I did an improper line change. I asked Mr. Davis, sense

you were following me why you DIDN'T STOP me? He replied by saying he wasn't following me. I asked if you wasn't following me, so why your behind me? He couldn't answer me at that time. Mr. Davis came back to me in said your tag is 6 months plus expired, that's what I'm giving you a ticket for. I told Mr. Davis that my tag wasn't expired; Mr. Davis said if I want to take it the court then do so.



A handwritten signature, possibly reading "D. Davis", is written in black ink. Below the signature, the date "6/14/16" is written in a similar cursive style.





## FLORIDA UNIFORM TRAFFIC CITATION

A131VFP

COUNTY OF <u>DADE</u>	<input type="checkbox"/> (1) F.H.P. <input type="checkbox"/> (2) P.D. <input checked="" type="checkbox"/> (3) S.O. <input type="checkbox"/> (4) OTHER
CITY (IF APPLICABLE) <u>MIAMI</u>	AGENCY NAME <u>7-5-7</u>
AGENCY # <u>      </u>	
IN THE COURT DESIGNATED BELOW THE UNDERSIGNED CERTIFIES THAT HE/SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT ON	
COMPLAINT (RETURNED BY COURT)	
DAY OF WEEK <u>MON</u>	MONTH <u>7</u>
DAY <u>1</u>	YEAR <u>17</u>
TIME <u>5:53</u> <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M.	
NAME (PRINT) FIRST <u>DAVID</u>	MIDDLE <u>      </u> LAST <u>      </u>
STREET <u>717 SW 10th St</u> IF DIFFERENT THAN ONE ON DRIVER LICENSE "X" HERE <u>      </u>	
CITY <u>MIAMI</u>	STATE <u>FL</u> ZIP CODE <u>33137</u>
TELEPHONE NUMBER <u>      </u>	DATE OF BIRTH MO <u>01</u> DAY <u>19</u> YEAR <u>1988</u>
DRIVER LICENSE NUMBER <u>      </u>	STATE <u>FL</u> CLASS <u>      </u> <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
YR VEHICLE <u>      </u> MAKE <u>      </u> STYLE <u>      </u>	YR LICENSE <u>      </u> COMMERCIAL VEHICLE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
VEHICLE LICENSE NO <u>      </u> TAG NO <u>      </u> STATE <u>FL</u> YEAR TAG EXPIRES <u>15</u>	PLACARDED HAZARDOUS MATERIAL <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
UPON A PUBLIC STREET OR HIGHWAY OR OTHER LOCATION, NAMELY <u>SW 10th St</u>	216 PASSENGERS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
<u>      </u>	MOTORCYCLE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
<u>      </u>	COMPANION CITATION NUMBER(S) <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
<u>      </u>	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
FT <u>      </u> MILES <u>      </u> <input type="checkbox"/> N <input type="checkbox"/> S <input type="checkbox"/> E <input type="checkbox"/> W OF NODE <u>      </u>	

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE. CHECK ONLY ONE: OFFENSE: EACH CITATION

<input type="checkbox"/> UNLAWFUL SPEED <u>      </u> MPH. SPEED APPLICABLE <u>      </u> MPH.	<input type="checkbox"/> INTERSTATE <input type="checkbox"/> SCHOOL ZONE <input type="checkbox"/> CONSTRUCTION WORKERS PRESENT
SPEED MEASUREMENT DEVICE <u>      </u>	
<input type="checkbox"/> CARELESS DRIVING	<input type="checkbox"/> CHILD RESTRAINT
<input type="checkbox"/> VIOLATION OF TRAFFIC CONTROL DEVICE	<input type="checkbox"/> SAFETY BELT VIOLATION
<input type="checkbox"/> FAILURE TO STOP AT A TRAFFIC SIGNAL	<input type="checkbox"/> IMPROPER OR UNSAFE EQUIPMENT
<input type="checkbox"/> IMPROPER LANE CHANGE OR COURSE	<input type="checkbox"/> EXPIRED TAG SIX (6) MONTHS OR LESS
<input type="checkbox"/> NO PROOF OF INSURANCE	<input checked="" type="checkbox"/> EXPIRED TAG MORE THAN SIX (6) MONTHS
<input type="checkbox"/> VIOLATION OF RIGHT-OF-WAY	<input type="checkbox"/> DRIVING WHILE LICENSE SUSPENDED OR REVOKED
<input type="checkbox"/> IMPROPER PASSING	<input type="checkbox"/> EXPIRED DRIVER LICENSE SIX (6) MONTHS OR LESS
	<input type="checkbox"/> EXPIRED DRIVER LICENSE MORE THAN SIX (6) MONTHS
	<input type="checkbox"/> NO VALID DRIVER LICENSE
	<input type="checkbox"/> DRIVING UNDER THE INFLUENCE
	<input type="checkbox"/> Passenger Under 18 Yrs. BAL

OTHER VIOLATIONS OR COMMENTS PERTAINING TO OFFENSE

OTHER VIOLATIONS OR COMMENTS PERTAINING TO OFFENSE <u>      </u>		RE-EXAM <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
		DL SEIZED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
<input type="checkbox"/> AGGRESSIVE DRIVING	IN VIOLATION OF STATE STATUTE	SECTION <u>      </u> SUB-SECTION <u>      </u>
CRASH <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	PROPERTY DAMAGE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	INJURY TO ANOTHER <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
		SERIOUS BODILY INJURY TO ANOTHER <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
		FATAL <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

<input type="checkbox"/> DAMAGE TO VEHICLE OR EQUIPMENT
<input type="checkbox"/> DAMAGE TO PERSONS OR PROPERTY
<input checked="" type="checkbox"/> DAMAGE TO PERSONS OR PROPERTY

CIVIL PENALTY IS \$       

A131VFP

JURAT INFORMATION	DATE <u>7/1/17</u>	TIME <u>5:53</u>
<u>      </u>	<u>      </u>	<u>      </u>
<u>      </u>	<u>      </u>	<u>      </u>
<u>      </u>	<u>      </u>	<u>      </u>

WHERE ISSUED:        DATE:       

ISSUED BY:        (PRINT NAME AND SIGNATURE) (OFFICER'S AND CONTROLLED BY THE OFFICER'S AND CONTROLLED BY THE OFFICER'S SIGNATURE)

RECEIVED BY:        (PRINT NAME AND SIGNATURE) (OFFICER'S AND CONTROLLED BY THE OFFICER'S SIGNATURE)

NOTED TO OFFICER:        DATE:        TIME:       

NOTED TO OFFICER:        DATE:        TIME:       

NOTED TO OFFICER:        DATE:        TIME:

**Quiz Results Page for Discriminatory Profiling & Professional Traffic Stops - 2 Hours**

- Score of 80% is required for completion.
- Credit toward mandatory retraining hours = 2 hours
- Print this slide; sign and date. Provide copy to your agency's training designee.
- For printing, please click "File" then "Print" or click the printer icon on your toolbar or hold down the Control(Ctrl) Button and "P".
- Be aware that by signing and dating the Quiz Results Page upon completion of this training course, you are certifying that you are the person who completed the foregoing training and only you will receive credit for that training.
- FDLE **Does Not** enter the credit for each training course into the Automated Training Management System (ATMS). This procedure is the responsibility of each agency designee.
- Direct questions to the Bureau of Professional Development at 850-410-7373.

**NOTE:** If you scored less than 80% retake course and quiz.

**Instructions to Receive Credit and FDLE Certificates of Completion Via Online System**

Your agency training designee has access to print certificates directly. **ATMS users** can log onto to the Online Training Certificate System located under the Online Officer Training and Mandatory Retraining Courses page. The training designee can enter your information and print you a certificate of completion for this training course.


Trey Davis 09/07/199

Name and Date of Birth



Your Score: 90%

Passing Score: 80%

 06/08/16

Signature and Date

PREV

NEXT



## EMPLOYEE COMPLAINT FORM

Date complaint received: 02-01-2014 Time received: 1350 hrs.

Complaining Party: Shane Tepper

Race: W Sex: M DOB: \_\_\_\_\_ Other: \_\_\_\_\_

Address: \_\_\_\_\_ City/State/Zip: BRANFORD, FL.

Best Phone Numbers: Home: \_\_\_\_\_ Work: \_\_\_\_\_

Is complaining party the person involved with the employee? ☒ Yes ☐ No

If "no", what is complaining party's relationship to the person? \_\_\_\_\_

If "no", was the complaining party a witness to the incident? ☐ Yes ☐ No

If "no", how did complaining party learn details of the incident? \_\_\_\_\_

Date Incident Occurred: \_\_\_\_\_ Time: \_\_\_\_\_

Location: Town of Branford

Employee(s) Involved: JANICE HUNTER (Animal Services)

Narrative (uninterrupted) of complainant's observations or knowledge of the incident: \_\_\_\_\_

Mr. Tepper called in a complaint on Janice Hunter. Mr. Tepper said he wants her to stop going around town and either talking about him or asking about him to others. Mr. Tepper complained that she gets at him and he wants her to stop. Mr. Tepper asked me if I could get her to stop. I replied I would do my best. Mr. Tepper then said she was stalking him and asked me if I thought it was stalking. I told him if probable cause existed. Mr. Tepper then said Janice Hunter goes around asking about him and he doesn't do that to her. I told Mr. Tepper he does do that to her. I told him he has called about what she does and why she does it. I told him he called and said he stole dog food and was at her home unloading it when in fact she was at the live oak kennel dropping off dog food there. Mr. Tepper then said if Janice didn't leave him alone he was notifying child welfare on her. I told Mr. Tepper I would talk to Janice.

Employee's immediate supervisor: Ron Colvin

Will complaint be handled by employee's immediate supervisor? (☒ Yes) ( ) No

If "no", who will handle complaint?: \_\_\_\_\_

Special Instructions: \_\_\_\_\_

Date Assigned: 02-01-16 How Assigned: \_\_\_\_\_

#### Follow-up

Findings of person assigned to be attached to this report.

Date complaining party was called back: NOT Requested Time: \_\_\_\_\_

What resolution was reached?: \_\_\_\_\_

Was complaining party satisfied?: \_\_\_\_\_

Was any disciplinary action required? ( ) Yes (☒ No)

If "yes", explain: \_\_\_\_\_

Remarks: \_\_\_\_\_

I spoke to Janice AND she said  
the only thing she did was smile at Mr.  
Epps as she past by him. JANICE ADVISED  
she would no longer do that.

Date: 2-1-16 Person Taking Complaint: Ron Colvin

Entered into personnel file(s): ( ) Yes (☒ No)



# EMPLOYEE COMPLAINT FORM

Date complaint received: 01-15-2016 Time received: 15:45

Complaining Party: Judy Miller AND Chris Kenner

Race: W Sex: F DOB: 2-20-66 Other: \_\_\_\_\_

Address: 202 Owens Ave. S.E. City/State/Zip: BRANFORD, F.I.

Best Phone Numbers: Home: 850-443-1267 Work: \_\_\_\_\_

Is complaining party the person involved with the employee? ( ☒ ) Yes ( ) No  
 If "no", what is complaining party's relationship to the person? \_\_\_\_\_  
 If "no", was the complaining party a witness to the incident? ( ) Yes ( ) No  
 If "no", how did complaining party learn details of the incident? \_\_\_\_\_

Date Incident Occurred: 01-13-2016 Time: Approx. 2300 hrs.

Location: 202 Owens Ave. S.E.

Employee(s) Involved: Trey Davis AND Chris Ferguson

Narrative (uninterrupted) of complainant's observations or knowledge of the incident: \_\_\_\_\_

Judy AND Chris state they got into A verbal Argument. Judy states she started to leave AND Chris accidentally slammed her hand in the car door. Judy went to A neighbors house to ~~get~~ get them to call 911. Deputies arrived AND Judy told them her hand was accidentally slammed in the car door by Chris. Judy said when she told them that Deputy Davis AND Deputy Ferguson walked over AND talked to Chris. Judy said after talking with Chris AND discussing between each other. Judy said Deputy Davis walked over to her AND told her she was going to jail. Judy said she had done nothing to be arrested for AND that Deputy Davis was rude.

Chris Kenner states they got into AN Argument AND nothing was physical. He did close the car door on Judy's hand but it was AN accident. Chris states Judy was charged with Battery by strangulation AND he never saw she did anything physical. Chris said she never touched him, yet she was taken to jail.

Judy Miller was to provide A written statement then called AND delayed it. Be sure to restate problem so there is a clear understanding. ON 1-23-16 I waited at the office but never came. As of 2-19-16 Judy Miller still has not provided Any statement nor made Any attempt to contact me. 3-7-16 - Still not contact from Judy Miller 07-11-16 - still no contact



**Suwannee County Sheriff's Office**

Tony Cameron, Sheriff  
200 South Ohio Ave. / MKL Blvd. (County Courthouse)  
Live Oak, FL 32064  
(386) 362-2222

**AFFIDAVIT**

<u>Chris Kenner</u>	<u>850-443-1267</u>
<b>Name</b>	<b>Phone Number</b>

<u>302 Owens Ave. S.E. Branford, FL</u>	<u>W</u>	<u>M</u>	<u>2-20-66</u>
<b>Address</b>	<b>Race</b>	<b>Sex</b>	<b>D.O.B.</b>

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00. **Affiant's Initials:** CK

( See Attached Statement. )

<u>[Signature]</u>	<u>1/15/2016</u>	<u>15:45</u>
<b>Affiant's Signature</b>	<b>Date Signed</b>	<b>Time Signed</b>
<u>[Signature]</u>	<u>Ross Collins</u>	
<b>Law Enforcement Officer's Signature</b>	<b>Law Enforcement Officer's Printed Name</b>	
<u>Case Number</u>	<u>Page</u>	<u>of</u>



**STATEMENT OF FACTS REGARDING AN OCCURRENCE INVOLVING THE  
SUWANNEE COUNTY SHERIFF'S OFFICE**

On or about 1/13/2016 at approximately 2300 hours, a neighbor called 911 in reference to my wife screaming due to her left hand being accidently slammed completely in our car door.

Suwannee County deputy, Trey Davis #31-55 arrived at our residence, 202 Owens Ave S.E. he arrived with blue light flashing, turning into our driveway. A second deputy, deputy Ferguson arrived less than 5 minutes later. They made contact with me, Chris Kenner, and asked what happened. I stated that we were at the C-Square store to purchase lottery tickets. When we arrived home a small disagreement occurred between myself and wife, about whether or not I knew an individual at the store. After arriving home, I got out of the car, she said that she forgot something and left. To diffuse the argument, I decided to leave to go on a short drive. Upon returning, Judy and I were at her car with me trying to talk her into not leaving, her car driver's door was open, I went to shut it not realizing that her hand got shut up in the door as well. Davis then walked to talk to Judy, to which she stated that it was an accident that her hand got smashed. I too, stated that that was true, in that it was an accident. Ferguson and Davis then went behind Ferguson's car to discuss something. This was the 1<sup>st</sup> time out of 3 meetings. He walked over and ask me if Judy and I were in a physical altercation, in which we were not. He and Ferguson again, met behind Ferguson's car to discuss something, to which I witnessed a look of confusion on Davis. He presented like he did not know exactly what to do and relied on Ferguson's guidance, seeing as Davis is the NEWEST deputy working for the county. Again, he approached me to ask what happened. I told him that she screamed because she was in pain, the neighbors thought a domestic fight was insuing. I was informed by Ferguson that in a domestic altercation, someone HAS to go to jail and that the law states the "primary aggressor" is arrested. Once again the two deputies went behind the car to discuss something. Coming back from the third meeting, it was determined that my wife, Judy, was the primary aggressor, and that they were taking her to jail. After Davis handcuffed her and put her in the car, he then approached me after the fact, to look at my neck, to which I wear a religious chain that sometimes leaves long, red marks. Davis then took pictures after Judy was placed under arrest, WITH NO MIRANDA WARNING, NO PROBABLE CAUSE, BECAUSE SHE DID NOT EVER TOUCH, OR GRAB MY NECK! Judy kept telling Davis that she did NOT grab me, and he stated, "I made my decision, you are going to jail." He then asked me if I wanted to write a statement, I told him there was no reason to write a statement and did not.

On or about 1/14/2016, at 1600 hours, Davis' immediate Supervisor, Deputy Taylor called me after I called him earlier to talk about what happened. He stated that he talked with one the officers that were at the scene, and could not reach the arresting officer. Later the same day, at 2030 hours, after Judy and I were in bed, with the house lights off, I heard an aggressive knock at my door. I got up, disorientated, heard an aggressive series of knocks again. I opened the

door and Davis, alone, was at my door. He stated that he came by for two reasons, one was to inform me that her hand was not broken (which I knew this and mentioned it to him the night before), and why she went to jail. He stated Judy was the primary aggressor in a domestic violence situation, and that she returned to our house after leaving one time before. She came back to retrieve her two dogs. Judy was attempting to leave when Davis pulled in behind her, preventing this from happening. She NEVER grabbed my neck. He then told me, "you told me and a seasoned deputy that she had her hands around your neck and attempted to choke you".

This is completely false, and why did it take him until the next evening to come by and tell me something I did not say? He then ask me what Judy's bond was, that he had no idea on who made the 911 call, that he had a family to feed and that he was not going to lose his job over two people arguing, and that she would have a history of domestic violence on her record, that she will have to pay her bond no matter what, that "things" are different these days and times, if this goes to trial, you can state your case, she can state hers, and we will read off of our reports filed, he stated that he was writing his report that I said she was choking me, he stated that "I overlooked the injured hand" but then stated he was going to submit the pictures of her hand along with his report, that he will submit pictures of my neck with his report, he then said his hands were tied.

I believe he showed up at our house last night because his supervisor mentioned something to him.

\*\*after he took Judy to jail, the jail employees noticed how swollen her hands were and told Davis that he needed to take her to the hospital. After they were there, according to Judy, she had to go to the bathroom. Davis then stated, "You don't seem like you are a flight risk, so I will un-cuff you...don't make me tase you".\*\*

She stated to me that before he took her to the hospital, he yelled from across the room that she refused medical treatment, this is not acceptable. She mentioned that she did not want to ride in an ambulance, that is all. That is NOT refusing medical treatment.

Deputy Davis, to me, handled the entire case with uncertainty and had to rely on his "seasoned" partner for advice, a jail employee had to stop Davis at the door as he was leaving to take pics of Judy's hand, after he told her he was going to take pictures, and almost left without doing so.

I will not allow himself or another deputy to put information that is false into a report for the sole purpose of prosecution.

\*\*\*I asked Davis a question when he returned the following night of Judy's arrest...which was why did you charge her with such a serious charge?...He replied to me that the State Attorney's office would have elevated it to Battery by Strangulation anyway.\*\*\*



## EMPLOYEE COMPLAINT FORM

Date complaint received: 11-02-15 Time received: 1530

Complaining Party: GARY Ticha

Race: \_\_\_\_\_ Sex: M DOB: \_\_\_\_\_ Other: \_\_\_\_\_

Address: \_\_\_\_\_ City/State/Zip: \_\_\_\_\_

Best Phone Numbers: Home: 352-220-4539 Work: \_\_\_\_\_

Is complaining party the person involved with the employee? ( ) Yes (X) No

If "no", what is complaining party's relationship to the person? OWNER OF CAR IN CRASH

If "no", was the complaining party a witness to the incident? ( ) Yes (X) No

If "no", how did complaining party learn details of the incident? \_\_\_\_\_

From his girlfriend

Date Incident Occurred: 10-30-15 Time: 0806

Location: CR 252

Employee(s) Involved: Chris Frost

Narrative (uninterrupted) of complainant's observations or knowledge of the incident: \_\_\_\_\_

Gary Ticha states he is the owner of a vehicle that was involved in a minor crash on the above date and time. Gary Ticha states FHP was unable to determine that either vehicle was at fault due to Deputy Frost removing debris from the roadway before FHP arrived. Gary Ticha states Trooper Clark rebuked Deputy Frost for moving evidence from the crime scene. Gary Ticha states he went through the Law Enforcement Academy and is now a State Corrections officer and knows deputies are not to remove anything from the road before the Trooper arrives. Gary Ticha states the driver of the other vehicle was a Russ and they are very influential in Suwannee County and think Deputy Frost knows the family.

Employee's immediate supervisor: Sgt. Brian Barrs

Will complaint be handled by employee's immediate supervisor? ☒ Yes ( ) No

If "no", who will handle complaint?: \_\_\_\_\_

Special Instructions: \_\_\_\_\_

Date Assigned: 11-2-15

How Assigned: left in Sgt

Barrs Box.

#### Follow-up

Findings of person assigned to be attached to this report.

Date complaining party was called back: 11-9-15 / 11-10-15 Time: 9:45 A.M.

What resolution was reached?: Mr. Jicha was forwarded to F.H.P.

Was complaining party satisfied?: yes

Was any disciplinary action required? ( ) Yes ( ☒ ) No

If "yes", explain: \_\_\_\_\_

Remarks: I made contact with Mr. Jicha after several attempts, I explained to him that Deputy Frost was following standard procedure in removing debris from the roadway. I informed him that I had spoken with Trooper Clark and that Trooper Clark denied berating Deputy Frost & commended Deputy Frost for removing the debris, preventing another accident. Mr. Jicha was provided Trooper Clark's dispatch number and informed that Trooper Clark was willing to speak to him. Mr. Jicha thanked me for my assistance and asked me to Apologize to Chief Calvin & Deputy Frost for any problems that might have been caused.

Date: 11-10-15 Person Taking Complaint: \_\_\_\_\_

Entered into personnel file(s): ( ) Yes ( ) No



## EMPLOYEE COMPLAINT FORM

Date complaint received: 04-29-15 Time received: 11:50 AM

Complaining Party: A. Faye Musgrove

Race: W Sex: F DOB: 11-09-42 Other: \_\_\_\_\_

Address: 3403 C.R. 795 Live Oak City/State/Zip: Live Oak, FL

Best Phone Numbers: Home: 842-5196 Work: \_\_\_\_\_

Is complaining party the person involved with the employee? ( ☒ ) Yes ( ) No

If "no", what is complaining party's relationship to the person? \_\_\_\_\_

If "no", was the complaining party a witness to the incident? ( ) Yes ( ) No

If "no", how did complaining party learn details of the incident? \_\_\_\_\_

Date Incident Occurred: 04-17-15 Time: Approx. 0140 AM

Location: 3403 C.R. 795 Live Oak, FL

Employee(s) Involved: Halford Harris Jr.

Narrative (uninterrupted) of complainant's observations or knowledge of the incident:

Faye Musgrove advises she called for a Deputy to respond in reference to her neighbors, Chris, James and Bruce Perry hooting like owls and being under her motion light causing her dogs to bark. Faye Musgrove advised when Deputy Harris arrived he leaned over the fence and told her there had been 212 calls to her residence and a different route was going to be taken. Faye advised Deputy Harris said "we are going to Baker Act her" and she told him no you're not. Faye advised Deputy Harris told her she was disillusioned. Faye Musgrove said she felt Deputy Harris was rude and arrogant to her and he should have not threatened her with a Baker Act.

Just after speaking with Faye Musgrove, Deputy Harris made contact with me to advise me that I may get a complaint on him from Faye Musgrove. I advised him I already had and he told me he did respond and he did tell her there had been over 200 calls to her residence in 2015. He did tell her that nothing or no one has been seen by her or anyone she was disillusioned and that we were going to Baker Act her. Deputy Harris said she got very angry with him and she turned and walked away so he left.

Be sure to restate problem so there is a clear understanding.

## EMPLOYEE COMPLAINT FORM

Date complaint received: \_\_\_\_\_ Time received: \_\_\_\_\_

Complaining Party: \_\_\_\_\_

Race: \_\_\_\_\_ Sex: \_\_\_\_\_ DOB: \_\_\_\_\_ Other: \_\_\_\_\_

Address: \_\_\_\_\_ City/State/Zip: \_\_\_\_\_

Best Phone Numbers: Home: \_\_\_\_\_ Work: \_\_\_\_\_

Is complaining party the person involved with the employee? ( ) Yes ( ) No

If "no", what is complaining party's relationship to the person? \_\_\_\_\_

If "no", was the complaining party a witness to the incident? ( ) Yes ( ) No

If "no", how did complaining party learn details of the incident? \_\_\_\_\_

Date Incident Occurred: \_\_\_\_\_ Time: \_\_\_\_\_

Location: \_\_\_\_\_

Employee(s) Involved: \_\_\_\_\_

Narrative (uninterrupted) of complainant's observations or knowledge of the incident: \_\_\_\_\_

I told Deputy Harris, in my opinion, he should not have mentioned a Baker Act unless he was going to initiate one. Deputy Harris agreed and said he should not have said that and he just got frustrated.

Faye and Deputy Harris both told me they use to get along well in the past. Deputy Harris that changed when he was late responding to a call to her home because he had to back up another Deputy. He tried to explain that to Faye but she called and complained on him to a Supervisor.

Since the complaint, Deputy Harris, while off duty, went to Faye's home and tried to talk to her about putting things behind them and regaining their friendship back but was still angry.



**Suwannee County Sheriff's Office**  
Tony Cameron, Sheriff  
200 South Ohio Ave. / MKL Blvd. (County Courthouse)  
Live Oak, FL 32064  
(386) 362-2222

**AFFIDAVIT**

<u>A. Faye Musgrove</u> <b>Name</b>	<u>386-842-5196</u> <b>Phone Number</b>
<u>3403 County Road 995 / Live Oak, Fla 32060</u> <b>Address</b>	<div style="display: flex; justify-content: space-between;"><div style="width: 45%; text-align: center;"><u>W</u> <b>Race</b></div><div style="width: 45%; text-align: center;"><u>F</u> <b>Sex</b></div></div> <div style="display: flex; justify-content: space-between;"><div style="width: 45%; text-align: center;"><u>11-9-42</u> <b>D.O.B.</b></div></div>

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00. **Affiant's Initials:** Wm

On 4-17-15, at about 1:40 AM, I called dispatch spoke with Sheryl in regards to Chris Perry having been under motion lite on southside of yard for 4hrs, and James and Bruce Perry being down Debrao fence looking like owls making dogs run to front and barking for some period of time. Told me she would send someone. At about 1:43 AM Dianne called stating deputy at my gate wanting to speak with me, I went to gate no one at it, I could hear a vehicle at a distance so I waited till it come, it was Harris he didn't have blue lites nor spot lite on just car lites, come to my front gate leaning over it and told me there had been 212 responses and a different route was going to be taken. He stated to me we are going to Baker Hot you, I said no you are not, He said you are disillusional, I said no I am not and no one else threatens me nor talks to me in this manner and you are not going to either. I will speak with Tony re this, He raised his voice at me and said call him now, I said I have

<u>A. Faye Musgrove</u> <b>Affiant's Signature</b>	<u>4-29-15</u> <b>Date Signed</b>	<u>11:50 AM</u> <b>Time Signed</b>
<u>Ron Colm</u> <b>Law Enforcement Officer's Signature</b>	<b>Law Enforcement Officer's Printed Name</b>	
<b>Case Number</b>	<b>Page</b>	<b>of</b>



**Suwannee County Sheriff's Office**

Tony Cameron, Sheriff

200 South Ohio Ave. / MKL Blvd. (County Courthouse)

Live Oak, FL 32064

(386) 362-2222

**AFFIDAVIT**

A. Faye Musgrove

Name

386-842-5196

Phone Number

3403 County Rd 795, Live Oak, Fla.

Address

W

Race

F

Sex

11-9-42

D.O.B.

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00. Affiant's Initials: \_\_\_\_\_.

more respect for myself and Tony than to call at this hour of the morning. I walked away from him and gate he got in car & traveled to 132 went East, no attempt to resolve issues related to dispatch. I called Dianne told her to put in dispatch record he wasn't at my gate when she advised he was that he lied to her. Sheryl wasn't aware he called Dianne. I then spoke with Sam St John in regards to all that had occurred. Then on 4-21-15, at 11:49 AM he called my house phone from his cellphone left message for me to contact him, I was working in yard then at about 12:10 PM, he come driving up in my yard stating he was here to speak with me about friendship. I told him he was arrogant to me and threatened me and he wasn't going to do it. He told me he got mad with me when I called his supervisor on him for not coming before when he said he was doing back up for Tompkins. I said it has happened on several occasions. He said you don't get any rest at nite do you? I said

A. Faye Musgrove

Affiant's Signature

4-29-15

Date Signed

11:50 AM

Time Signed

Ron Blue

Law Enforcement Officer's Signature

Law Enforcement Officer's Printed Name

Case Number

Page

2

of

3



**Suwannee County Sheriff's Office**

Tony Cameron, Sheriff

200 South Ohio Ave. / MKL Blvd. (County Courthouse)

Live Oak, FL 32064

(386) 362-2222

**AFFIDAVIT**

A. Faye Musgrove		386-842-5196	
Name		Phone Number	
3403 County Rd 795, Live Oak, Fla.		W	A
Address		Race	Sex
			11-9-42
			D.O.B.

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00. Affiant's Initials: \_\_\_\_\_.

no I don't and trust me it is just as damn aggravating for me as it is for the dept. and if I have to go to court I am going to tell the judge when I called for Robertson 12-1-14, he didn't come to help elderly person, but hours later he could go to assist convicted felon male and it had happened before with him not coming and if he does come he never gets off the road. Harris has no authority to threaten me nor be disrespectful in the manner he did and I do not have to put up with it. Speak with Ron and Tony in regards to matters. Statements he makes to me are also common street statements from others.

A. Faye Musgrove		4-29-15		11:50 AM	
Affiant's Signature		Date Signed		Time Signed	
Ron Cohen		Law Enforcement Officer's Printed Name			
Law Enforcement Officer's Signature					
Case Number		Page	3	of	3

Employee's immediate supervisor: Sgt. Sam St. John

Will complaint be handled by employee's immediate supervisor? ( ) Yes (X) No

If "no", who will handle complaint?: RON COLVIN, Chief Deputy

Special Instructions: \_\_\_\_\_

Date Assigned: 04-29-15 How Assigned: Complaint WAS

MADE IN PERSON TO ME.

Follow-up

Findings of person assigned to be attached to this report.

Date complaining party was called back: \_\_\_\_\_ Time: \_\_\_\_\_

What resolution was reached?: \_\_\_\_\_

Was complaining party satisfied?: \_\_\_\_\_

Was any disciplinary action required? ( ) Yes (X) No

If "yes", explain: \_\_\_\_\_

Remarks: I counseled with Deputy Harris about the incident and advised him not to advise anyone he is going to initiate anything that he doesn't intend on doing. I advised Deputy Harris that if he had the criteria for a Baker Act under F.S.

Date: 4-29-15 Person Taking Complaint: RON COLVIN

Entered into personnel file(s): ( ) Yes (X) No



## GENERAL COUNSELING FORM

Name: Kyle Descarreaux SSN #: \_\_\_\_\_ Date: 1-28-15  
Supervisor: Sgt. Brian Batts Department: Patrol

## Details of Incident:

Sheriff Cameron received a complaint from a person in Lake City about a Suwannee County Deputy driving reckless, in a Suwannee Sheriff's Patrol vehicle, in Lake City. The caller advised the deputy nearly side swiped her and was driving way too fast.

## Date and Summary of Counseling:

I talked to Deputy Descarreaux on 1-29-15 and advised him of the complaint. Deputy Descarreaux advised he has no idea what the complainant is talking about. He did say he would be more careful not to receive complaints of this nature.

Name & Rank of Counseling Officer: Ron Colvin, Chief Deputy Date: 1-29-15  
Signature of Counseling Officer: Ron Colvin

I acknowledge having been counseled by the above individual and understand the reason for this counseling session. I concur / nonconcur that this information above accurately reflects this counseling session. I nonconcur for the following reasons:

Signature of Individual Counseled: [Signature] Date: 1-29-15  
Name & Rank of Reviewing Officer: Ron Colvin, Chief Deputy Date: 1-29-15  
Signature of Reviewing Officer: Ron Colvin

# GENERAL COUNSELING FORM

Name: DAVID STEVENSON Date: 9-2-14

Supervisor: SGT Jake Greene Department: SCSO Patrol

## Details of Incident:

WHILE DLS D. STEVENSON WAS INVESTIGATING A DISTURBANCE, HE WITNESSED TWO INDIVIDUALS BECOME INVOLVED IN A PHYSICAL ALTERCATION. DLS STEVENSON GAVE SEVERAL ORDERS FOR THE INDIVIDUALS TO STOP FIGHTING BUT THEY DID NOT COMPLY. DLS STEVENSON THEN DEPLOYED HIS TASER STRIKING ONE OF THE INDIVIDUALS TO GAIN COMPLIANCE. NEITHER PARTY SUSTAINED INJURIES DURING THE ALTERCATION & NEITHER WISHED TO PURSUE CHARGES. DLS STEVENSON ALLOWED BOTH PARTIES TO DISPERSE W/O MAKING AN ARREST

## Date and Summary of Counseling:

AFTER LEARNING OF THE INCIDENT, I INFORMED DLS STEVENSON THAT AN ARREST(S) SHOULD HAVE BEEN MADE. DUE TO US (SHERIFF'S DEPUTY) HAVING GIVEN A LAWFUL COMMAND FOR THE INDIVIDUALS TO STOP FIGHTING AND THEM NOT COMPLYING. A USE OF FORCE WAS REQUIRED TO MAKE THE INDIVIDUALS COMPLY. DLS STEVENSON HAS BEEN INFORMED THAT IF A USE OF FORCE IS NECESSARY AN ARREST SHOULD BE MADE. & THE INDIVIDUALS SHOULD BE CHARGED ACCORDING TO THE CRIMES COMMITTED.

Name & Rank of Counseling Officer: SGT Jake Greene Date: 9-2-14

Signature of Counseling Officer:

SGT Jake Greene

I acknowledge having been counseled by the above individual and understand the reason for this counseling session. I concur / non-concur that this information above accurately reflects this counseling session. I non-concur for the following reasons:

Signature of Individual Counseled: DLS [Signature] Date: 09/02/2014

Name & Rank of Reviewing Officer: SGT Jake Greene Date: 9-2-14

Signature of Reviewing Officer: SGT Jake Greene



## GENERAL COUNSELING FORM

Name: Helford Henry II SSN #: \_\_\_\_\_ Date: 3-30-14  
 Supervisor: Sgt St John Department: Lansome & Sheriff

## Details of Incident:

Deputy Harris worked a sexual assault case on a [REDACTED] 17 year old. In his investigation he discovered some pictures on his phone of suspect posing w/ himself exposed. [REDACTED] had posted these pictures on facebook. There was also some major differences in the story. Deputy Harris was trying to find out from victim that she was being truthful in her story.

## Date and Summary of Counseling:

In Deputy Harris explaining to me some of his findings he advised that due to the pictures & other findings that he had some doubt that what the victim was saying was the whole truth. Deputy Harris explained due to the nature of the call he could not question the victim in a hard manner. Deputy Harris was trying to find the truth in the incident. I advised Deputy Harris that he was right on trying to find the truth. Just be extra cautious in the future w/ this type of victim.

Name &amp; Rank of Counseling Officer:

Sgt St John

Date:

3-30-14

Signature of Counseling Officer:

Samuel St John

I acknowledge having been counseled by the above individual and understand the reason for this counseling session. I concur / nonconcur that this information above accurately reflects this counseling session. I nonconcur for the following reasons:

Signature of Individual Counseled:

DLB H. HarrisDate: 3-30-14

Name &amp; Rank of Reviewing Officer:

Ron Collins

Date:

4-7-14

Signature of Reviewing Officer:

Ron Collins

# EMPLOYEE COMPLAINT FORM

Date complaint received: 3-21-14 Time received: 11:30

Complaining Party: [REDACTED]

Race: \_\_\_\_\_ Sex: \_\_\_\_\_ DOB: \_\_\_\_\_ Other: \_\_\_\_\_

Address: \_\_\_\_\_ City/State/Zip: \_\_\_\_\_

Best Phone Numbers: Home: [REDACTED] Work: \_\_\_\_\_

Is complaining party the person involved with the employee? ☒ Yes ☐ No

If "no", what is complaining party's relationship to the person? \_\_\_\_\_

If "no", was the complaining party a witness to the incident?    ☐ Yes    ☐ No

If "no", how did complaining party learn details of the incident? \_\_\_\_\_

Date Incident Occurred: 03.20.14 Time: \_\_\_\_\_

Location: Shenandoah Natl Park

Employee(s) Involved: Markus J. Harris Jr.

Narrative (uninterrupted) of complainant's observations or knowledge of the incident: \_\_\_\_\_

Worked rape case on [REDACTED]  
During interview accused [REDACTED] of lying  
and asked her to take polygraph.  
Deputy was very insensitive and rough talking  
before trying to talk to suspect.

*Be sure to restate problem so there is a clear understanding.*



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Employee's immediate supervisor: Sgt. Sam St. John

Will complaint be handled by employee's immediate supervisor? (☒ Yes) (☐ No)

If "no", who will handle complaint?: \_\_\_\_\_

Special Instructions: \_\_\_\_\_

Date Assigned: 03-21-14

How Assigned: \_\_\_\_\_

### Follow-up

Findings of person assigned to be attached to this report.

Date complaining party was called back: 3-28-14 Time: 2010 hrs

What resolution was reached?: Went to complainant residence, advised about Deputy Harris telling [redacted] that she was lying. I explained to her about the pictures that was on her phone & some discrepancy in her story & def. story. [redacted] advised she understood that [redacted] was probably not going thru w/ charges.

Was complaining party satisfied?: [redacted] was satisfied of me coming to her residence, advised that Deputy Harris was informed of the complaint about him.

Was any disciplinary action required? (☐ Yes) (☒ No)

If "yes", explain: \_\_\_\_\_

Remarks: Deputy Harris explained that there was some pictures of suspect on victim's phone posing w/ himself exposed & had posted them on facebook. There was some discrepancy in their story. Deputy Harris advised he knew that he could not question her in a harsh manner due to the nature of the call. Deputy Harris was trying to get to the truth so that a possible innocent subject was not charged.

Date: 3-30-14

Person Taking Complaint: Sgt. St. John

Entered into personnel file(s): (☐ Yes) (☒ No)



## GENERAL COUNSELING FORM

Name: Kyle Descarreaux SSN #: \_\_\_\_\_ Date: 3-20-14Supervisor: Sgt. John Zimmerman Department: Patrol

## Details of Incident:

ON 03-20-14 Sheriff Cameron received complaint about a Deputy in a masked patrol vehicle driving very fast AND PASSING up to 4 vehicles at a time. The complaint also mentioned other vehicles had to move off the highway. The patrol vehicle had no Emergency Equipment Activated. When Sheriff Cameron checked the tag number that was given to him the car is assigned to Deputy Descarreaux.

Date and Summary of Counseling: 3-20-14

Deputy Descarreaux said he did go up to 75mph and did pass cars separately but never a row of 4. He said the deputy he was going to help had loose donkey's trying to get on the highway. Deputy Descarreaux was advised he had been counseled before for his excessive speed. This was a non-emergency call. This will not be tolerated any further. If he continues he could be terminated. As punishment for this incident Deputy Descarreaux will lose his drive home privileges for 30 days. Starting

Name & Rank of Counseling Officer: Ron Collins Chief Deputy Date: 03-20-14Signature of Counseling Officer: Ron Collins 03-20-14

I acknowledge having been counseled by the above individual and understand the reason for this counseling session. I concur / nonconcur that this information above accurately reflects this counseling session. I nonconcur for the following reasons:

Signature of Individual Counseled: [Signature] Date: 3/20/14Name & Rank of Reviewing Officer: Ron Collins Chief Deputy Date: 3-20-14Signature of Reviewing Officer: Ron Collins

## GENERAL COUNSELING FORM

Name: HAROLD HARRIS JR SSN #: \_\_\_\_\_ Date: 03-19-14  
 Supervisor: Sgt. Sam St. John Department: Patrol

## Details of Incident:

Received a call third party about a deputy being being rude and talking down to workers at a Garbage collection site known as Brownwood. I was told the deputy made comments about having more important calls to handle.

Date and Summary of Counseling: 03-19-14

Talked to Deputy Harris he advised he did get frustrated trying to explain the law to the complainant and after leaving he went back to apologized. Deputy Harris was advised to refrain from being frustrated and to improve his behavior while dealing with the public.

Name & Rank of Counseling Officer: Ron Colvin Chief Deputy Date: 03-19-14  
 Signature of Counseling Officer: Ron Colvin

I acknowledge having been counseled by the above individual and understand the reason for this counseling session. I concur / nonconcur that this information above accurately reflects this counseling session. I nonconcur for the following reasons:

Chief, With all due respect, I disagree with this complaint as it came in third party. My signature is only confirmation that I have been advised of the form NOT because I agree with the action taken.

Signature of Individual Counseled: Det. H. Harris Date: 3-20-14  
 Name & Rank of Reviewing Officer: Ron Colvin Chief Deputy Date: 03-19-14  
 Signature of Reviewing Officer: Ron Colvin



## GENERAL COUNSELING FORM

Name: Kyle Descarreaux SSN #: \_\_\_\_\_ Date: 03-19-14Supervisor: Sgt. John Zimmerman Department: Patrol

## Details of Incident:

Complaints received by the Sheriff about deputy Descarreaux's social media use. Complaint from public was his response to a call that was occurring and while posting people on this site became argumentative and Deputy Descarreaux argued back. The information the public mentioned to the Sheriff was not common knowledge.

Date and Summary of Counseling: 03-19-14

Deputy Descarreaux said he was trying to be informative about an incident and the people on the site got carried away. I instructed him not to be on this site because most people know who his is and who he works with. I advised him that he will not present himself as a deputy with this agency while using a social media site. Deputy Descarreaux agreed and advise he had already deleted this page from his computer.

Name & Rank of Counseling Officer: Ron Colvin Chief Deputy Date: 03-19-14Signature of Counseling Officer: Ron Colvin

I acknowledge having been counseled by the above individual and understand the reason for this counseling session. I concur / nonconcur that this information above accurately reflects this counseling session. I nonconcur for the following reasons:

Signature of Individual Counseled: \_\_\_\_\_ Date: 3/20/14Name & Rank of Reviewing Officer: Ron Colvin Chief Deputy Date: 3-19-14Signature of Reviewing Officer: Ron Colvin



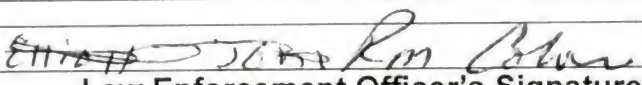
**Suwannee County Sheriff's Office**  
Tony Cameron, Sheriff  
200 South Ohio Ave. / MKL Blvd. (County Courthouse)  
Live Oak, FL 32064  
(386) 362-2222

**AFFIDAVIT**

<u>Elliot Johnson</u> <b>Name</b>	<u>386 397 2339</u> <b>Phone Number</b>
<u>10460 1st St White Springs</u> <b>Address</b>	<u>B</u> <u>M</u> <b>Race      Sex</b>
	<u>10-6-62</u> <b>D.O.B.</b>

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00. **Affiant's Initials:** E. J.

On Oct 29<sup>th</sup> I was coming out from the motel & the owners son pulled in front of me & blocked me in. He asked me what I was doing with his mattress on the trailer He said Your going to jail You stole all my stuff out of the rooms Then he called the Sheriff & started taking pictures of trailer & tag me & James the stuff on the trailer Then Sheriff come out there & he asked Where did you get those mattress from & I told him from the bushes & the Sheriff asked him what did he want him to jail The son called the daddy to ask him what to do & He asked the son how the trailer looked the son was telling him how nice the trailer looked Then the Sheriff told me that he could charge me with 4 or 5 felonies & asked me if I have ever been to prison Then he asked the son if he would be satisfied with the trailer. I started crying I can't give this trailer away. Its not my trailer The Sheriff said

<u>Elliot Johnson</u> <b>Affiant's Signature</b>	<u>12-05-13</u> <b>Date Signed</b>	<u>4:31</u> <b>Time Signed</b>
<u></u> <b>Law Enforcement Officer's Signature</b>	<u>Ron Colvin</u> <b>Law Enforcement Officer's Printed Name</b>	
<b>Case Number</b>	<b>Page</b>	<b>of</b>



# Suwannee County Sheriff's Office

Tony Cameron, Sheriff  
200 South Ohio Ave. / MKL Blvd. (County Courthouse)  
Live Oak, FL 32064  
(386) 362-2222

## AFFIDAVIT

Elliot Johnson Name		386-397-2339 Phone Number	
10460 1st St. White Springs Address		B Race	M Sex
		10-6-62 D.O.B.	

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00. Affiant's Initials: E J.

It would be best for me to give up the trailer then I wouldn't have to go to jail. The sheriff said ask the son if ~~he~~ could work it off. ~~Dad~~ His daddy said He wanted the trailer. Had backed the trailer up. Made me unload the mattresses off & load A/C on to the trailer I had to go inside of the room to get the A/C out. Son helped me load the A/C & some other stuff onto the trailer. I told him that I have no gas in the truck & the Son gave me \$10 for gas. After getting gas at the SFS he followed me to Jasper to the motel. His daddy was over there when we got there. When I got there the daddy said that "Oh this is the one that stole all of my stuff." He ~~had~~ told me to unload the trailer right there & then I left.

Elliot Johnson Affiant's Signature	12-05-13 Date Signed	4:31 Time Signed
Ron Cohen Law Enforcement Officer's Signature	Ron Cohen Law Enforcement Officer's Printed Name	
Case Number	Page	of

LAM 13:22:27

\*\* C A L L S F O R S E R V I C E \*\*

(INQ)

01-CASE # - 13 0044784

02-RECEIVE - 10/31/13 13:21:50 THU

03-DISPATCH- 10/31/13 13:22:57 THU

04-ARRIVE - 10/31/13 13:47:11 THU

05-COMPLETE- 10/31/13 14:29:59 THU

\*\* R E S P O N S E \*\*

\*\* C O M P L A I N T \*\*

06-P SIGNAL- 59 THEFT

07-S SIGNAL-

08-PROGRESS- Y

09-DESC -

10-ADDRESS - SCOTTISH INN

11-CITY -

12-STATE - FL

13-ZONE - 179

14-CONTACT - N

15-NAME - PATEL, SAM

16-ADDRESS - SCOTTISH INN

17-CITY -

18-STATE - FL

19-PHONE # - 000 466 5375

20-NOTES - RE: S/O STOLE THIER MATTRESSES

21-NOTES -

22-METHOD - 9 911

24-P UNIT - 3141

23-DISPOSAL- R

25-S UNITS -

A=ACTIVITY FOR THIS CALL

ESC = END



12/05/13

## \*\* C A L L   A C T I V I T Y   I N Q U I R Y \*\*

17:46:57

CASE #	UNIT	DATE	TIME	SIGNAL	NOTES	OPER
13	0044784	3141	10/31/13	13:22:57	10-51	DAT
13	0044784	3141	10/31/13	13:47:11	10-97	CG
13	0044784	3141	10/31/13	13:58:39	10-29P LAUGHLIN, JAMES D. PUR/C. SEX/M. D	DAT
13	0044784	3141	10/31/13	13:58:40	10-29P OB/19720531.	DAT
13	0044784	3141	10/31/13	13:58:50	10-29P JOHNSON, ELLIOT L. SEX/M. DOB/100	DAT
13	0044784	3141	10/31/13	13:58:51	10-29P 61962	DAT
13	0044784	3141	10/31/13	14:13:43	10-58	DAT
13	0044784	3141	10/31/13	14:14:36	10-28 Y5PJP 1JTHS6618GT05148	DAT
13	0044784	3141	10/31/13	14:14:37	10-28 0 JEP PK 86	DAT
13	0044784	3141	10/31/13	14:14:43	10-28 TERRY RUSSELL	DAT
13	0044784	3141	10/31/13	14:14:44	10-28 BASS	DAT
13	0044784	3141	10/31/13	14:18:34	10-45 TRANS 209-7313	DAT
13	0044784	3141	10/31/13	14:29:59	10-98	DAT

TRANS 13

6 15-2010

Home # 828-944-0097  
DL # 0-888-69-659-088-7  
Lucas 5027 501047

Lucas 501047  
Terry Bass 0-1994  
Lucas 501047  
501047



## Allegation of Employee Misconduct

Complainant's Information:		
Complainant's Name <b>Margaret E. Perez</b>	Date of Birth <b>3/3/64</b>	Race / Sex <b>W / F</b>
Home Address <b>20116 50th Street</b>	Home Telephone Number <b>658-1716</b>	Cell Phone Number <b>590-6782</b>
Email address <b>mperez8397@windstream.net</b>		

Complaint:		
Case number (if known)	Date of Incident <b>10-07-13</b>	Time of Incident <b>0805AM</b>
Location of Incident <b>SWANNEE Middle School</b>	Complaint involves an allegation of <b>Rude behavior</b>	
Statement of complaint (continue on additional pages if needed) <p><b>I, Margaret E. Perez, the parent of a 6th grade student, was standing on the sidewalk to the right of the designated Visitor's Parking area, (where my vehicle was parked), and adjacent to the Staff Parking area. It was approximately 8:03 a.m., and I was watching my son walk to his class, which is located behind the gym. At 8:05 a.m., when the bell rang, I turned around to walk towards my vehicle. I heard the golf cart behind me and turned around. Officer Willis jumped out of the golf cart, and began shouting in my face, "What are you doing on campus!" I said, "I'm watching my son."</b></p>		

Witness Information:		
<b>* 1</b> Witness Name <b>African-American-7th grade student</b>	Witness Home Phone Number <b>I would recognize him.</b>	
Witness Address 	Witness Cell Phone Number 	
Witness Name 	Witness Home Phone Number 	
<b>2</b> Witness Address 	Witness Cell Phone Number 	

Employee Information:	
<b>1</b> Employee Name <b>Officer Lee Willis</b>	Employee ID Number 
Was the employee in uniform at the time of the incident? <b>Yes</b>	Was the employee driving a marked car? <b>golf cart*</b>
Employee Name 	Employee ID Number 
<b>2</b> Was the employee in uniform at the time of the incident? 	Was the employee driving a marked car? 

Page 1 of 2

\* African-American, 7th grade student was sitting in the golf cart during the entire incident.



Statement of Complaint (continued):

son walk to class." He continued shouting, "What were you doing over there?" He pointed towards the overhang near the bus loop. I said, "I was not standing over there - I was standing over here." He said, "No I saw you - you were standing over there!" I said, "I was not, I was standing right there." (I pointed to the area.) He shouted, "You were over there!" I said, "Stop yelling at me! You have no right to talk to me that way!" He said, "I can escort you off this campus any time!" I said, "Mr. Willis, I have known you for three years." He yelled, "You don't KNOW me, you know OF me!" I said, "There's a student witnessing all of this." He said, "You're not gonna talk to him." I said, "I'll get a visitor's pass, but I'm pressing harassment charges." He stopped talking, looked down, and laughed. Then he jumped into the golf cart, with the student, and sped away.

In accordance with Florida Statute 837.06, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of their official duty shall be guilty of a misdemeanor of the second degree. Further, if the charges are found to be unfounded or are exonerated, the accused has the right to pursue civil recourse against the complainant.

I hereby acknowledge that the information provided in this document is true and accurate to the best of my knowledge and recollection.

Complainant's Signature: Margaret E. Puz

Date Signed: 10/7/13

Supervisor Accepting Complaint: Rm Colon

Date Received: 10-7-13



October 7, 2013 ~8:00 a.m.

As I, Goldie Fralick, RN, BSN, SMS Nurse, was walking to the front office from the parking lot, I saw a female with a blond ponytail at the corner of the pipe enclosure. At the same time, I noticed the golf cart approaching from the gym area. SRO Willis stepped out of the golf cart and spoke to the female- I didn't hear exact words. A discussion began; as I got closer I could hear some of the conversation. SRO asked the female why she was where she was- she stated I wasn't there I was here. SRO attempted to explain visitor policy and female raised her voice- SRO asked her why she was yelling at him- she said you are yelling at me. (SRO spoke sternly but did not raise his voice). SRO stated, you are welcome to visit but have to go to the front office As I entered the front office, I heard her comment "Officer Willis I have known you for 3 years", SRO response "you may have known of me but not known me."

While I was signing in, the female entered the office and asked to see Mr. Jolicoeur, and Coach Bonds. Ms. Carla Williams told her it would be a few minutes. The female walked outside then back in, spoke on the telephone. She stopped Ms. Shawn Herring and spoke to her briefly.

Ms. Bellenger, Ms. Herring and I asked Mr. Jolicoeur to step into the clinic. A map (printed on back of statement) of what I saw was drawn and he was informed of what I witnessed.

I was asked to write a statement of what occurred. This is a true and accurate account of what I witnessed.

A handwritten signature in cursive script, appearing to read "Goldie Fralick".

Goldie Fralick

by Interview

- spoke to Ms. Perez she &

said Willis came over &

threatened her & yelled

she said she

had a complaint

she needed that

Sheriff & I would

see her. She continued

I reported

multiple times

so she could

stand

we were up & over. Husband said a

conversation could get through her.

fire & truck

He wanted to tell him procedure & I went

He wanted to tell him procedure & I went



Jarrett Gardner

Said SRO drove over to  
Ms. Perez. He said SRO asked  
her what she was doing Ms. Perez  
began yelling SRO Didn't

Kathy Shea.

Said SRO Willis asked her  
what she was doing Ms. Perez  
began yelling/raising voice. Willis  
did not.

(Catherine) Lauren Newbern, Suwannee County Citizen, Complainant  
9144 226<sup>th</sup> Street  
O'Brien, FL 32071  
386-935-6768 home  
386-854-0933 cell  
laurennewbern@yahoo.com

July 1, 2013

Tony Cameron, Suwannee County Sheriff  
Suwannee County Sheriff's Office  
Criminal Division – Annex Bldg  
305 SW Pine Ave.  
Live Oak, FL 32064

Re: Allegations of Employee Misconduct (3) against Suwannee County Sheriff's Deputy David Taylor  
Received by Sgt. St. John April 2013  
Dates of Incidents: February 15, 2013, March 22, 2013 and April 5, 2013

As advised by my attorney of record on May 20, 2013, M. Michael O'Steen, this is a formal request for information/status update on the three Allegations of Employee Misconduct complaints I filed April 2013 against Suwannee County Deputy Sheriff David Taylor, received by Suwannee County Deputy Sheriff Sgt. St. John. I would also like a copy of the complaints I filed and a copy of any witness statements and investigation pertaining to these complaints.

Thank you so much for your time and consideration,

A handwritten signature in cursive script, appearing to read "Catherine Lauren Newbern".

(Catherine) Lauren Newbern, Suwannee County Citizen, Complainant



# Allegation of Employee Misconduct

## Complainant's Information:

Complainant's Name <u>Catherine Lauren Newbern</u>	Date of Birth <u>09/05/74</u>	Race / Sex <u>W/F</u>
Home Address <u>9144 226th St O'Brien, FL 32071</u>	Home Telephone Number <u>386-935-6766</u>	Cell Phone Number <u>386-854-0933</u>
Email address <u>laurennewbern@yahoo.com</u>		

## Complaint:

Case number (if known) <u>N/A</u>	Date of Incident <u>Fri. 02/15/13</u>	Time of Incident <u>approx. 12:30-1pm</u>
Location of Incident <u>Phone Conversation</u>	Complaint involves an allegation of	

Statement of complaint (continue on additional pages if needed)

I asked Dep Taylor why he let someone in my home, with my 14 yr. old son, that I specifically did not want in my home with my son while I was not there. He told me he was not going to get involved in our "family squabble". I asked him why he got involved to let someone in my home that infringes on my son's right to safety and security in his home, but would not get involved to remove that threat to my son from my home. He then informed me my grandmother owned the property and had the right to allow anyone there she wanted regardless of my wishes. I told him her name was not joint w/ me on the mobile home title, only the property deed. He then told me that because she lived in the home she still had the right to say who could come and go, regardless of my wishes. I asked him if her right to visitors superseded my son's right to not be

## Witness Information:

1	Witness Name <u>Amber Flagg</u>	Witness Home Phone Number <u>N/A</u>
	Witness Address <u>9192 226th St O'Brien, FL 32071</u>	Witness Cell Phone Number <u>386-623-2326</u>
2	Witness Name <u>William Clemons</u>	Witness Home Phone Number <u>N/A</u>
	Witness Address <u>9192 226th St O'Brien, FL 32071</u>	Witness Cell Phone Number <u>386-623-2325</u>

## Employee Information:

1	Employee Name <u>David Taylor</u>	Employee ID Number
	Was the employee in uniform at the time of the incident?	Was the employee driving a marked car? <u>N/A</u>
2	Employee Name	Employee ID Number
	Was the employee in uniform at the time of the incident?	Was the employee driving a marked car?

**Statement of Complaint (continued):**

Bullied and disrespected in his home, when I was not there  
to defend him against such (a left. tail, 300 lb., grown man).  
To which he replied, "Be reasonable. He's 14. What rights  
does he have?"

In accordance with Florida Statute 837.06, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of their official duty shall be guilty of a misdemeanor of the second degree. Further, if the charges are found to be unfounded or are exonerated, the accused has the right to pursue civil recourse against the complainant.

I hereby acknowledge that the information provided in this document is true and accurate to the best of my knowledge and recollection.

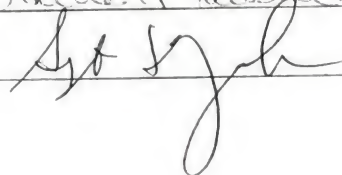
Complainant's Signature:



Date Signed:

3/30/13

Supervisor Accepting Complaint:



Date Received:

3-30-13



# Allegation of Employee Misconduct

Complainant's Information:		
Complainant's Name <u>Catherine Lauren Newbern</u>	Date of Birth <u>09/05/76</u>	Race / Sex <u>W/F</u>
Home Address <u>9144 22nd St O'Brien, FL 32071</u>		
Email address <u>laurennewbern@yahoo.com</u>	Home Telephone Number <u>386 935-6768</u>	Cell Phone Number <u>386-854-0933</u>

Complaint:		
Case number (if known) <u>N/A</u>	Date of Incident <u>Fri. 02/15/13</u>	Time of Incident <u>approx. 1:30-2pm</u>
Location of Incident <u>9144 22nd St O'Brien, FL 32071</u>		
Statement of complaint (continue on additional pages if needed) <p>Dep Taylor (a another Deputy whose identity I don't know) arrived at my home. He stopped outside and spoke with my uncle, Grant Meadows, Jr. He then came to my front door and said, "Let's talk." I stepped outside onto the front porch and told Dep Taylor I wanted Grant to leave, or be removed, from my property. To which he responded that Grant had just as much right to be there as I did because my grandmother, Harriet Meadows (Grant's mother), wanted him there. He continued that not only did she own the property, but as a resident of the home, she had the right to have anyone come and go, anytime, not only on the property but also in the house. I asked Dep. Taylor if her right to say yes to visitors meant more than my right to say no, or to my children's rights to safety and respect in our home. He told me the only thing her guests could not do</p>		

Witness Information:		
1	Witness Name <u>George Fryar</u> Witness Address <u>23815 101st Rd O'Brien, FL 32071</u>	Witness Home Phone Number <u>386-935-1595</u> Witness Cell Phone Number <u>386-364-8233</u>
2	Witness Name <u>Grant Meadows, Jr.</u> Witness Address <u>Bliss Rd, Jacksonville, FL</u>	Witness Home Phone Number <u>904-688-1835</u> Witness Cell Phone Number <u>904-866-1411</u>

Employee Information:		
1	Employee Name <u>David Taylor</u> Was the employee in uniform at the time of the incident? <u>Yes</u>	Employee ID Number  Was the employee driving a marked car? <u>Yes</u>
2	Employee Name  Was the employee in uniform at the time of the incident? 	Employee ID Number  Was the employee driving a marked car? 



**Statement of Complaint (continued):**

was damage or destroy the property. He also told me that when she (my grandmother) had guests in our home I could not make them leave, unless she wanted them to also. I then asked him if I, or my children, legally had to unlock or answer the door when someone came. He told me we did not and they couldn't damage the property to get in, but he became very angry with me (as evidenced by his body language, look on his face & tone of voice when he spoke next). He told me I was "mistreating that poor woman in there (pointing to my grandmother) because if she could, she would unlock the door herself!" He was falsely informed, nor would he listen when I tried to explain she was able, that she was unable to move at all or do anything for herself. He then leaned in toward me, pointed his finger directly at me and angrily scolded, "You are wrong! You are wrong! You are wrong! And you're subjecting your daughter to this!" I began to cry and try to explain he didn't understand the whole situation, but he refused to listen to me. He continued to scold me as I pleaded with Bro. George (Fryar) to help me make him (Dep. Taylor) understand. Bro. George attempted to speak but Dep. Taylor turned his anger, and his pointed finger, at Bro. George, interrupting him with "I'm not talking to you! This is wrong! Somebody needs to go to church and pray about this or something because this is wrong!" Bro. George continually tried to speak to Dep. Taylor but was continually ignored as Dep. Taylor continued to rant at me, stating that if he or anyone else had "to come out here again, you're going to jail for domestic violence!" He then turned his back on me & Bro. George, told the other Deputy, "Let's go!", and left.

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I hereby acknowledge that the information provided in this document is true and accurate to the best of my knowledge and recollection.

Complainant's Signature: \_\_\_\_\_

*C. August Newlin*

Date Signed: \_\_\_\_\_

*3/30/13*

Supervisor Accepting Complaint: \_\_\_\_\_

*Sgt. [Signature]*

Date Received: \_\_\_\_\_

*3-30-13*



# Allegation of Employee Misconduct

## Complainant's Information:

Complainant's Name <u>Catherine Lauren Newbern</u>	Date of Birth <u>09/05/76</u>	Race / Sex <u>W/F</u>
Home Address <u>9144 22644 St O'Brien, FL 32071</u>		
Email address <u>laurennewbern@yahoo.com</u>	Home Telephone Number <u>386-935-6768</u>	Cell Phone Number <u>386-854-0933</u>

## Complaint:

Case number (if known) <u>Agency Case # 13-9435</u>	Date of Incident <u>ESS: 03/22/13</u>	Time of Incident <u>approx. 8AM</u>
Location of Incident <u>Branford Elementary School parking lot</u>		
Statement of complaint (continue on additional pages if needed)		

As I attempted to exit the parking lot, my path was blocked by a patrol car with Dep David Taylor standing next to the car, motioning for me to park. After I parked I walked over to Dep. Taylor to find out what he needed with me. He immediately informed me I was under arrest but that he didn't want me to "make a scene in front of your kids". In shock I asked him if he was serious and what I could probably possibly be under arrest for. He did not advise me of what charges he was arresting me, nor did he read me my Miranda Rights. He just told me I wasn't allowed any phone calls, to secure my vehicle, give him my purse and phone, get into the back seat of his car, and that the SRO would take my other children to DHS. He escorted me to my van, and as I opened my driver door he demanded my cell phone. My son, Connor Newbern, was in the front

## Witness Information:

1	Witness Name <u>Connor Newbern</u>	Witness Home Phone Number <u>386-935-6768</u>
	Witness Address <u>9144 22644 St. O'Brien, FL 32071</u>	Witness Cell Phone Number <u>N/A</u>
2	Witness Name	Witness Home Phone Number
	Witness Address	Witness Cell Phone Number

## Employee Information:

1	Employee Name <u>David Taylor</u>	Employee ID Number
	Was the employee in uniform at the time of the incident? <u>Yes</u>	Was the employee driving a marked car? <u>Yes</u>
2	Employee Name	Employee ID Number
	Was the employee in uniform at the time of the incident?	Was the employee driving a marked car?



**Statement of Complaint (continued):**

passenger seat, only heard the word phone, so he thought I needed my phone (which had a dead battery) and tried to hand it to me. Before I could explain to Connor I didn't need my phone Dep. Taylor nearly bowled me over to grab the phone from Connor's hand, demanding, "Give me that phone, Bay!" After Dep. Taylor confiscated my phone, I told Connor Dfc. Minks would take him to school. At this point, both Dep. Taylor's and Dfc. Minks' patrol cars were blocking the parking lot and my van. After I locked my van, Dep. Taylor confiscated my purse and escorted me to the back seat of his car. Still no charges stated, or Miranda Rights. He drove me to the Branford Annex office where he had me go into his office. Once in his office he started his recorder, read me my rights, & told me I was being arrested for "Exploitation of an Elder, Grand Theft, and an additional charge" he was contemplating but did not identify. As he questioned me I noted that he had MANY (what he thought were) facts VERY wrong, and A LOT of missing information/facts (including numerous witnesses). I thought that if I cooperated and provided him with more complete information (including witnesses) that he would see that, at the very least, further investigation was warranted before actually arresting me. I was wrong. At the end of the interrogation he told me I was being arrested for exploitation of an elder, 2 cts. grand theft, and that he was going to add neglect to my charges but "decided to hold off on that for now." I was still trying to reason with him when he told me I was going to jail no matter what I said. He reiterated that I was still not allowed any phone calls. At some point during those previous minutes he turned off the recorder. When I realized there was no reasoning with him and began to understand he was REALLY arresting me, I asked him if

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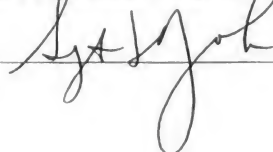
Complainant's Signature:



Date Signed:

3/30/13

Supervisor Accepting Complaint:



Date Received:

3-30-13



**Statement of Complaint (continued):**

he would at least call Dan, my husband, to let him know he needed to pick up our kids from school. He looked at me with contempt and said, "I imagine Dept Children Family Services 'll be picking your kids up today!" In further disbelief and shock, I asked if he was serious. He said, again angrily, "Wouldn't have said it if I wasn't!" When I asked him why he replied, "You think I'm going to let Dan skate on this?!" Even more shocked I asked him, "Skate on what?!" You don't even know what you're talking about." He jumped up from his chair, yelled that he couldn't listen to this anymore, and called in the other Deputy (name I don't remember) present in the office in to his office. He exclaimed to that Deputy to get me "out of" there because he couldn't deal with me anymore. Dep Taylor instructed the other Deputy to transport me to Live Oak while he took "care of that other thing". I soon realized "the other thing" he was referring to was attempting to arrest my husband and ~~have~~ ~~him~~ ~~first~~ interfere with his employment. I asked him to at least call my mother-in-law, Jane Newbern & gave him the phone #s, ~~as~~ to pick up the kids instead of DCF. He said he would, but he actually had BES call her but not tell her why. I arrived at the jail around 10 AM, was not allowed any phone calls, and was not booked until after 1:30 PM because Dep Taylor said he had to "finish up" his investigation. Even though he had been investigating for almost a month prior to arresting me, but had talked to no one besides three family members that ~~are~~ were already in the process of civilly suing me.

In accordance with Florida Statute 837.06, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of their official duty shall be guilty of a misdemeanor of the second degree. Further, if the charges are found to be unfounded or are exonerated, the accused has the right to pursue civil recourse against the complainant.

I hereby acknowledge that the information provided in this document is true and accurate to the best of my knowledge and recollection.

Complainant's Signature:

Date Signed:

3/30/13

Supervisor Accepting Complaint:

Date Received:

3-30-13

# Suwannee County Sheriff's Office

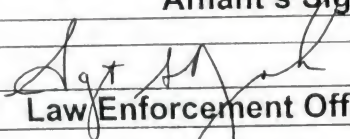
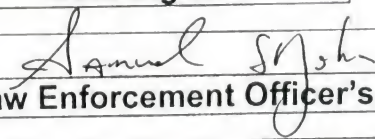
Tony Cameron, Sheriff  
200 South Ohio Ave. / MKL Blvd. (County Courthouse)  
Live Oak, FL 32064  
(386) 362-2222

## AFFIDAVIT

Connor Newbern	<del>386</del> 386-935-6768
Name	Phone Number
9144 226 <sup>th</sup> St. O'Brien FL 32071	W
Address	Race
	m
	Sex
	12/31/1998
	D.O.B.

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: *Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00.* Affiant's Initials: CN

As we (me & my mama) were leaving the Elementary schools on Friday morning at approximately 8 a.m., Deputy David Taylor stopped us. He then made my mama pull over & park, & then informed me, not so kindly, that my mama was going to going w/ him, while I would be dropped off at school by the school Resource officer. Before I exited our van, I asked my mama if she needed her phone, but then had it snatched out of my hand while being barked at, "Gimme' that phone boy!".

Connor Newbern	5/30/13	9:50 a.m.
Affiant's Signature	Date Signed	Time Signed
		
Law Enforcement Officer's Signature	Law Enforcement Officer's Printed Name	
Case Number	Page	1 of 1



**Suwannee County Sheriff's Office**  
Tony Cameron, Sheriff  
200 South Ohio Ave. / MKL Blvd. (County Courthouse)  
Live Oak, FL 32064  
(386) 362-2222

**AFFIDAVIT**

<u>Amber Flagg</u>	<u>1-386-626-2226</u>
<b>Name</b>	<b>Phone Number</b>
<u>9192 321st St. Live Oak, FL</u>	<u>White</u>
<b>Address</b>	<b>Race</b>
	<u>F</u>
	<b>Sex</b>
	<u>12-16-94</u>
	<b>D.O.B.</b>

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: *Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00.* **Affiant's Initials:** AF

On February 15, 2013 I witnessed a phone conversation between Lauren Newberry and David Taylor in regards to Taylor letting Grant Meadows in her home with out her present after she had insisted that she did not want him in her home without her there because of his disrespect for personal property and bully-like nature. Lauren asked Taylor why he let Grant in her home with her 14 year old son when she had asked him not to. He then said that her grandmother was on the deed to the house so she could let anyone she wanted in. Lauren then explained that her name was not on the deed to the house and asked him to please remove him. Taylor then said he was not getting in the middle of a family squabble then left Grant alone in her house with her 14 year old son. Lauren then asked if her grand mother, right to have visitors and signed her son.

<u>Amber Flagg</u>	<u>3-30-13</u>	<u>10:00</u>
<b>Affiant's Signature</b>	<b>Date Signed</b>	<b>Time Signed</b>
<u>Samuel John</u>	<u>Samuel John</u>	
<b>Law Enforcement Officer's Signature</b>	<b>Law Enforcement Officer's Printed Name</b>	
<b>Case Number</b>	<b>Page</b>	<b>of</b>

right to be safe and not be bullied,  
to which he then replied 'oh be reasonable  
hes 14 what rights could he possibly have.  
lauren then asked, so if my grandmother  
said a bunch of people could move in my  
house and stay there forever they could  
I have no say so? Taylor then told her  
that was basically right. He refused to  
help the situation.

Amber Flegg

Samuel John



# Suwannee County Sheriff's Office

Tony Cameron, Sheriff  
200 South Ohio Ave. / MKL Blvd. (County Courthouse)  
Live Oak, FL 32064  
(386) 362-2222

## AFFIDAVIT

William Clemons	386-628-2825
Name	Phone Number

9192 226 <sup>th</sup> ST. O'Brien, FL 32071	W	M	12-20-91
Address	Race	Sex	D.O.B.

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00. Affiant's Initials: W.C.

On Friday, February 15, 2013 at approximately 10:30am I witnessed a phone conversation between Catherine Lauren Newbern and Deputy David Taylor. I heard Mrs. Newbern ask Dep. Taylor to remove Grant Meadows, Jr. from her household. Dep. Taylor refused by saying he was not getting involved in their family squabble. Although before this occurrence, he had gotten involved by telling one of his officers to let Grant into the Newbern household. Grant was not allowed in by Mrs. Newbern repeating several times that he was not allowed into her house while she was away and by her son, who lives in the house, and therefore had that right. The son was there with Harriet Meadows, (Grant's mother), who was being looked after by the son until Mrs. Newbern returned. Grant then lied to the officers about Harriet being on the deed to the house and no research into that statement was performed. Then the son was bullied and frightened into letting the men into the house. After Dep. Taylor refused to take charge of the situation and remove Grant, a 14 year old's safety and security of his household was violated, and even more after being left with an angry man and no way to defend himself. After Dep. Taylor told Mrs. Newbern that since Harriet lived in the house she had right to let anyone she wanted into the house, Mrs. Newbern asked if Harriet's rights to visitors superseded her son's rights not to be bullied and disrespected in his home. Dep. Taylor replied, "Be reasonable, He's 14. What rights does he have?"

William Clemons	3-30-13	10:00am
Affiant's Signature	Date Signed	Time Signed
Samuel Singh	Samuel Singh	
Law Enforcement Officer's Signature	Law Enforcement Officer's Printed Name	
Case Number	Page	of

## EMPLOYEE COMPLAINT FORM

Date complaint received: 04-12-13 Time received: 16:06

Complaining Party: GAYLON CALDWELL

Race: B Sex: M DOB: 07-15-1950 Other: \_\_\_\_\_

Address: 1602 SW 8th St. City/State/Zip: LIVE OAK, FL.

Best Phone Numbers: Home: 386-362-1664 Work: \_\_\_\_\_

Is complaining party the person involved with the employee? ☒ Yes ( ) No

If "no", what is complaining party's relationship to the person? \_\_\_\_\_

If "no", was the complaining party a witness to the incident? ( ) Yes ( ) No

If "no", how did complaining party learn details of the incident? \_\_\_\_\_

Date Incident Occurred: 04-12-13 Time: 1400 HRS.

Location: 1602 S.W. 8th St. Live Oak, FL.

Employee(s) Involved: Deputy Sammons & Deputy Ramirez

Narrative (uninterrupted) of complainant's observations or knowledge of the incident: \_\_\_\_\_

Heard knock at door answered. Deputy Ramirez asked "Where's James Owens". He replied he isn't here. Asked him to move out of the way. As the deputies entered he asked why, they said they had felony warrants. Deputies said if he was lying they would take him to jail. They did not find him and they left.

Mr. Caldwell said that James Owens is family but he does not live there. He said the deputies forced their way in without probable cause. Mr. Caldwell said he does not own the residence but he lives there with his grandparents Mr & Mrs. J.D. Brown.

Mr. Caldwell said the deputies are known as part of the drug task force.

I asked him if he knew the deputies, he said "They are well known".

On 4-15-13 G. Caldwell returned to my office and gave me a type written statement of his complaint. Once I explained that the deputies had lawful reason to search the residence

Be sure to restate problem so there is a clear understanding.

(over)



Since the Deputies had a felony arrest warrant  
and the arrest warrant had 1602 5th St. Live Oak,  
Fl. as Mr. Owens residence. I also explained that James  
Owens past booking records show that address as his  
address as well as other records.  
Mr. Childwell stated he was satisfied with that but  
still wanted to file a complaint about the manner  
the deputies executed the search. Mr. Childwell ~~he~~ said  
the deputies never explained anything to him and were  
very unprofessional.

Employee's immediate supervisor: Lt. Thomas Warren

Will complaint be handled by employee's immediate supervisor? ☒ Yes ( ) No

If "no", who will handle complaint?: \_\_\_\_\_

Special Instructions: \_\_\_\_\_

Date Assigned: 04-12-13

How Assigned: personally given

#### Follow-up

Findings of person assigned to be attached to this report.

Date complaining party was called back: \_\_\_\_\_ Time: \_\_\_\_\_

What resolution was reached?: \_\_\_\_\_

Was complaining party satisfied?: \_\_\_\_\_

Was any disciplinary action required? ( ) Yes ( ) No

If "yes", explain: \_\_\_\_\_

Remarks: \_\_\_\_\_

Date: \_\_\_\_\_ Person Taking Complaint: \_\_\_\_\_

Entered into personnel file(s): ( ) Yes ( ) No



**Suwannee County Sheriff's Office**

Tony Cameron, Sheriff  
200 South Ohio Ave. / MKL Blvd. (County Courthouse)  
Live Oak, FL 32064  
(386) 362-2222

**AFFIDAVIT**

<u>Gaylon Caldwell</u>	<u>(386) 362-1664</u>
Name	Phone Number

<u>1602 8TH ST SW</u>	<u>B</u>	<u>M</u>	<u>07-15-1990</u>
Address	Race	Sex	D.O.B.

I am freely and voluntarily making the following statement. No force has been used nor promises made in obtaining this statement. I further certify I am aware of the following statute and penalties provided by 837.05, 755.082, and 775.083, to wit: *Whoever gives false information to any law enforcement officer concerning the alleged commission of any crime is guilty of a misdemeanor of the first degree, punishable by a definite term of imprisonment not exceeding one year and/or a fine not exceeding \$1000.00.* Affiant's Initials: GC

\* See attachment

<u></u>	<u>04-15-2013</u>	<u>11:05 AM</u>
Affiant's Signature	Date Signed	Time Signed

Law Enforcement Officer's Signature	Law Enforcement Officer's Printed Name

Case Number	Page	of
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Gaylon Caldwell  
1602 8<sup>TH</sup> ST SW  
Live Oak, FL 32064

April 15, 2013

### Complaint Response Notice Report

To Whom It May Concern:

This notice is in regards to a formal complaint filed of two deputies employed by the Suwannee County Sheriff's Office; In reference to an unlawful and unreasonable search of a dwelling located in Live Oak, Florida. Any opposition to the unforeseen incident will be detailed not only in the report provided, but also in the initial report filed via conference in the presence of Chief Deputy Ron Calvin of the Suwannee County Sheriff's Office, and also in the courts of law.

On April 12, 2013 at approximately 3:00pm Deputy Robbie Sammons and Deputy Mary Ramirez arrived at the residence located at 1602 8<sup>TH</sup> ST SW in Live Oak, Florida. After contact was made, the deputies questioned whether an individual by the name of James Owens was present inside of the household. I then assured the deputies that the individual they were searching for was neither present nor did he reside at the address listed. The deputies progressively initiated that the statement I provided was untrue and ordered me to "move out the way." I did not obstruct by any means and immediately repositioned myself out of the doorway of the household.



In an abrupt, disrespectful, and disruptive manner the deputies began to force entry into the residence. I again stated and reassured the officers that the individual they were searching for was neither present nor did he reside at the address listed. I also inquired on what probable cause supported by oath or affirmation that initiated the grounds for the search of the residence. The named deputy replied "I have a felony warrant and I do not need any cause." I again questioned on what cause is the current search being executed. I questioned was there an anonymous tip that led to the search of the residence. I questioned was there a sighting of the individual at the address listed that led to the search of the residence. I questioned was this the individual's last known address that led to the search of the residence. In response the named deputy again replied "I have a felony warrant and I do not need any cause and that the probable cause was used to obtain the warrant for the individual." Also in response to my questionnaire the deputy replied "If he is here then I'm taking you to jail." I also questioned numerous times on what charges I will be arrested for. In response the named deputy replied "I was just kidding." After the search was executed and it was confirmed that the individual was not located in the household, the named deputies departed the location and by no means ever gave a reasonable explanation for the search of the address listed. Therefore, with no logical explanation given for the executed search of the above listed residence I hereby declare that the actions of Deputy Robbie Sammons and Deputy Mary Ramirez of the Suwannee County Sheriff's Office were unlawful, unreasonable, and unconstitutional.

As a law abiding citizen of the United States and a 22 year resident of Suwannee County, Florida have I never had my rights violated in such a manner that currently are guaranteed by the fourth amendment of the Constitution of the United States of America.

It is to my attention that the mission of the sheriff's office is to "protect and serve our citizens by working to attain the highest level of professionalism and accountability." At no time did the above named officers exhibit any nature of professionalism or ethical behavior. I refuse to be served by a department who promotes and encourages unreasonable and unlawful search and seizures of the households of the citizens of Suwannee County, Florida. It is my obligation to ensure that the actions of Deputy Robbie Sammons and Deputy Mary Ramirez do not have a negative impact on the community they protect and serve. I look forward to having this manner corrected by procedures set in place to ensure accountability of the department to the citizens of Suwannee County, Florida who it serves. Therefore, I will advise my legal counsel that we would like to pursue legal action against the department listed for the allegations named in the report to ensure the heinous actions of Deputy Robbie Sammons and Deputy Mary Ramirez are accounted for. Although, we are disappointed in the assurance we as citizens have with this department; I expect we will come to a rational understanding and that your department will pursue the proper steps to handling these accusations in your workplace. I apologize for the short notice of my decision; however any other time would not be appropriate for me or my family. Thanks for your cooperation in this matter and I look forward to hearing from you soon.

Sincerely,

Gaylon Caldwell

A handwritten signature in black ink, appearing to read "Gaylon Caldwell", written in a cursive style.



## SUWANNEE COUNTY SHERIFF'S OFFICE

## GENERAL ORDER

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TITLE: Disciplinary Procedures

GENERAL ORDER: 4.02

EFFECTIVE: July 1, 2010

RESCINDS: New

REVIEWED:

PAGES: 5

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- A. **PURPOSE:** The purpose of this order is to establish disciplinary procedures for the personnel of the Suwannee County Sheriff's Office.
- B. **SCOPE:** This order applies to all Sheriff's Office members.
- C. **POLICY:** The specific sanction(s) imposed will depend upon the nature and /or severity of the violation or deviation and any other information that may be considered relevant.
- D. **PROCEDURE:**

**TYPES OF DISCIPLINARY ACTIONS**

1. General Counseling
2. Written Reprimand
3. Suspension with Pay
4. Suspension without Pay
5. Reduction in Pay
6. Demotion
7. Discharge/Termination

**MEMBERS AND EMPLOYEES ARE HEREBY ADVISED THAT VIOLATION OF OR DEVIATION FROM THE RULES AND REGULATIONS SET FORTH IN THIS SECTION AND MANUAL SHALL RESULT IN DISCIPLINARY ACTION. SAID DISCIPLINARY ACTION MAY RESULT IN THE IMPOSITION OF ANY**

**OR ALL THE ABOVE SANCTIONS. THESE DISCIPLINARY ACTIONS APPLY TO ALL SECTIONS OF THIS MANUAL.**

**AUTHORITY TO RELIEVE MEMBERS FROM DUTY**

1. The Sheriff may relieve any member of duty and place them on administrative leave, with or without pay. Written notice will be provided to the member as soon as possible.
2. An immediate supervisor may relieve a member of official duties and place the member on administrative leave with pay under the following circumstances:
  - a. Following insubordinate or other improper conduct, which adversely affects the operation of the Sheriff's Office; or
  - b. When an allegation of misconduct is raised and it is in the best interest of the agency and/or public; or
  - c. When a member's normal faculties are apparently impaired.
3. A supervisor who relieves a member of duty will notify the Sheriff of this action through the chain of command as soon as possible.
4. Members relieved of official duties may be:
  - a. Placed on administrative assignment; or
  - b. Placed on administrative leave with pay and told to report by phone at certain times each day for possible assignment or interviews; or
  - c. Placed on administrative leave without pay.
5. Members placed on administrative assignment will surrender their assigned vehicle, but will receive full pay and benefits and not lose any vested rights.
6. Members placed on administrative leave with pay may be required to surrender their firearm, agency credentials, keys, Sheriff's Office vehicle and/or other agency property. The supervisor will make this decision based on the best interests of the agency or the involved member.
7. Members placed on administrative leave without pay will surrender their badge, weapon, commission card and Sheriff's Office vehicle.
8. All other disciplinary actions shall be by order of the Sheriff.



### **COMPLAINT RECEIPT AND DOCUMENTATION**

1. Complaints of misconduct are defined as an accusation or charge accusing a member of the Sheriff's Office of violating a policy, procedure, rule or regulation. This **DOES NOT INCLUDE** citizen complaints that result from a complainant's misunderstanding or disagreement with the application of law or Sheriff's Office policies or procedures.
2. Members of the public requesting to file a complaint will be given a Citizen's Complaint Form by the supervisor or division director on duty.
3. The Sheriff's Office will investigate all complaints of misconduct by its members.
4. All members of the Sheriff's Office will forward citizen complaints of misconduct to the accused member's supervisor, the on duty supervisor, or the accused employee's division director.
5. Citizen complaints are often the result of a misunderstanding of law or procedure. Every effort should be made to understand the complainant's concern and provide information to clarify the complainant's understanding of the law or procedure in question. If resolved to the complainant's satisfaction, these instances do not require written documentation.
6. Complaints of misconduct may be initiated by a member's supervisor. Complaints initiated by other members will be documented on an Incident Report Form and forwarded through the chain of command to the accused member's supervisor or to the accused employee's division director.

### **PRELIMINARY INVESTIGATIONS**

1. Complaints of misconduct that are less serious in nature will generally be investigated at the squad level.
2. Supervisors who receive complaints about a member may speak to the member about the complaint and give the member the complainant's name and basis for complaint. Supervisors should not interview the member in detail, but should conduct an initial inquiry that may include an Incident Report from the member concerning the incident.
3. If the initial inquiry reveals that the complaint is unfounded, unsubstantiated, exonerated or exonerated due to lack of policy, the supervisor will document their recommendation on the incident report with all documentation attached, and forward the finding to division director.
4. If the initial inquiry reveals that the allegation may result in corrective or disciplinary action, the supervisor will complete the incident report, complete the investigation and attach all documentation with a recommendation, and forward it to the division director for review.

### **INVESTIGATIVE CONCLUSIONS**

1. If general counseling or a reprimand is the recommended action, the supervisor will forward all documentation to the division director. If the division director concurs, the appropriate document will be issued to the member and the member's personnel file will be forwarded to the Personnel Section for filing.
2. The member will be asked to sign the appropriate document to acknowledge receipt. The original will be filed in the member's personnel file and a copy will be given to the member.

### **DIVISION DIRECTOR'S FINDINGS AND DISPOSITION**

1. If it is determined that the allegation is unfounded, unsubstantiated, exonerated, or exonerated due to policy failure, the member will be notified in writing.
2. If the division director determines that disciplinary action will be taken, the Sheriff will be notified.
3. The division director will prepare and sign the letter of final determination, which will be signed by the Sheriff or his designee. A letter of dismissal shall be signed by the Sheriff or his designee. A notification of dismissal will contain a statement stating (A) the reason for the dismissal, (B) an effective date of the dismissal, and (C) a statement related to the member's right to submit information to their personnel file to refute or explain the reasons for the dismissal.
4. The Personnel Section will mail a letter informing the former member of his or her fringe and retirement benefits after dismissal. A copy will be placed in the former member's personnel file.
5. All documentation and completed case files, including letters of final determination, will be forwarded to the Personnel Section for final processing and filing.

### **APPEALING DISCIPLINARY ACTIONS**

1. A member, who is dissatisfied with a decision concerning disciplinary matters, has the right of a final appeal directly to the Sheriff. The member must submit a written appeal request to the Sheriff, detailing the reason for the appeal, within five (5) working days after receiving the response from the division director.

### **FINAL AUTHORITY**

1. The Sheriff shall respond within ten (10) workdays, outlining his decision on the appeal. The decision of the Sheriff is binding and final.



**MEMBERS CHARGED OR BEING INVESTIGATED FOR ANY CRIMINAL OFFENSE**

1. Any person who is charged, arrested, or under investigation by the commission for a criminal offense may be suspended or discharged. The action to be taken will be determined by the Sheriff and the decision will be based on the seriousness of the offense charged.
2. Any person convicted of a criminal offense will be disciplined according to the severity of the offense.
3. Any person who is convicted of any serious criminal offense will be discharged.

**E. INDEXING:**

Appealing Disciplinary Actions  
Complaint Receipt and Documentation  
Disciplinary Procedures  
Misconduct Investigations

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**APPROVED:**

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**TONY CAMERON**  
**SHERIFF, SUWANNEE COUNTY**

## SUWANNEE COUNTY SHERIFF'S OFFICE

## GENERAL ORDER

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TITLE: Arrest Procedures  
GENERAL ORDER: 6.02  
EFFECTIVE: October 1, 2010  
RESCINDS: 091  
REVIEWED:  
PAGES: 8

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- A. **PURPOSE:** The purpose of this order is to establish procedures for effecting arrests.
- B. **SCOPE:** This order applies to all Sheriff's Office members.
- C. **DISCUSSION:** Arrests may be made with or without a warrant depending on the circumstances and the nature of the crime in accordance with F.S. 901.15 and/or applicable statutes.

Although this order provides general guidelines and procedures for effecting arrests, every deputy with arrest powers will have access to a criminal law book for reference.

- D. **POLICY:** Arrests will be made in conformance to law and this order to ensure officer safety and to protect the rights of arrestees.
- E. **DEFINITIONS:**

**Capias** - A writ issued by a judge that commands an officer to take the body of a defendant into custody.

**Consent** - A voluntary agreement to a request.

**Fresh Pursuit** - An ongoing attempt to affect the arrest of a person who has fled and is pursued by a law enforcement officer on foot or by vehicle. The term is also called hot pursuit.

**Warrant** - A judicial writ authorizing a deputy to execute a judgment, or make a search, seizure, or arrest.

- F. **PROCEDURE:**



**ARREST WITHOUT A WARRANT**

1. A law enforcement officer may arrest a person without a warrant when:
  - a. The person has committed a felony, misdemeanor, or violated a county or municipal ordinance in the presence of the deputy. (An arrest for the commission of a misdemeanor or violation of a county or municipal ordinance must be made immediately or in fresh pursuit.)
  - b. A felony has been committed and the deputy reasonably believes that the person committed it.
  - c. The deputy reasonably believes a felony has been committed or is being committed and that the person to be arrested has committed or is committing it.
  - d. A warrant for arrest has been issued and is held by another peace officer.
  - e. A misdemeanor violation of F.S. 316 (Uniform Traffic Control) has been committed in the presence of the officer. Such arrest may take place immediately or in fresh pursuit.
  - f. The deputy has probable cause to believe the person to be arrested has committed an offense as stated in F.S. 901.15 and/or applicable statutes.
2. When affecting a warrantless arrest, the deputy must inform the person to be arrested of:
  - a. The basis of his authority.
  - b. The cause of the arrest, except when:
    - (1) The arrestee flees or forcibly resists before the officer informs him.
    - (2) Giving the information would imperil the arrest.
  - c. If notification is not given before, it must be given as soon after the arrest as is reasonable.

**ARREST WITH A WARRANT OR CAPIAS**

1. **Origination:** An arrest warrant is issued by a magistrate if, after review, he reasonably believes the person complained against has committed an offense within his jurisdiction, F.S. 901.02.
2. **Jurisdiction:** Warrants will be directed to all Sheriffs of the state. They should be executed by the Sheriff of the county in which the arrest is made, unless the arrest is made in fresh pursuit, F.S. 901.04.

3. **Authority:** Only deputies with arrest powers will execute an arrest warrant or Capias.
4. **Warrant Application:** An application for an arrest warrant requires the following:
  - a. Approval of a supervisor.
  - b. Completion of a probable cause affidavit stating the probable cause for the arrest.
  - c. Review by the State Attorney's office for approval.
  - d. If approved, the sworn affidavit will be presented to a judge for issuance of an arrest warrant.
5. When affecting an arrest with a warrant, the deputy making the arrest must inform the person to be arrested of:
  - a. The cause of the arrest.
  - b. That a warrant has been issued, except when:
    - (1) The person flees or forcibly resists.
    - (2) Doing so would imperil the arrest.
  - c. The officer need not have the warrant on his person but, upon request of the person arrested, will show it to him as soon as practicable.
6. **Warrant Entry:** The original warrant will be provided to the Warrants Unit for entry into local computer system, entry into the NCIC/FCIC computer systems and filing.
7. **Warrant Execution:** For execution purposes, the term warrant will include a Capias. A deputy conducting a criminal investigation will do an NCIC/FCIC computer check for any outstanding warrants. A computer check will be done through the Communications Division. Confirmation of an outstanding warrant will be done on all computer checks.
  - a. Suwannee County warrants will be confirmed before an arrest is made.
  - b. Warrants issued outside Suwannee County jurisdiction will be confirmed through communications section. The issuing agency will be contacted to verify active status. An arrest will not be made without verification from the issuing agency.
    - (1) Out-of-Jurisdiction warrants will be verified with the issuing agency for status and extradition purposes. The person may be released if the verifying agency refuses to extradite on the warrant.



### SEARCH AT THE SCENE OF A CRIME

1. A search at the scene of a crime shall be conducted. The purpose of the search shall be for:
  - a. Officer safety.
  - b. To prevent escape.
  - c. To discover the fruits of the crime.
2. A deputy making a lawful search with/without a warrant may seize all instruments, articles, or things discovered.

### RESIDENCE ENTRY

1. **Warrant Requirement:** The entry into a residence is one of the most scrutinized areas of police actions. A valid arrest warrant, signed by a judge or magistrate, is the legal foundation for an intrusion into an arrestee's home to affect the arrest. A search warrant is also required for entry into a third party residence to affect the arrest of a person who does not reside at the specific residence, except with consent as outlined in 2.e below.
2. **Warrantless Entry:** The courts have allowed certain exceptions to the warrant requirement for an arrest to be made inside a residence. These warrantless entry exceptions include:
  - a. When a suspect has committed a violent crime inside a residence, is armed, and there is likelihood that the person will escape.
  - b. When a deputy is in fresh pursuit and the suspect enters his or her residence, the deputy may follow the suspect into the residence to affect the arrest.
  - c. Consent is obtained to enter the premises from an owner or lessor.
  - d. A person agrees to leave the residence voluntarily. (A deputy may use deception or trickery to have the person voluntarily leave the home. However, trickery and deception will not be used to gain admittance to the residence.)
  - e. The owner or lessor of a third party residence may provide consent to a search of a residence not belonging to the suspect.
3. F.S. 901.19 authorizes a deputy to force entry into a building to make an arrest either by a warrant, or when authorized to make an arrest for a felony without a warrant (approved warrant exception). A deputy may use all force necessary and reasonable to enter the building. Authorization is permitted after:
  - a. The deputy has announced his or her authority.

- b. The deputy has announced the purpose of the entry and fails to gain admittance.
  - c. The deputy observes or reasonably believes the person to be inside the building.
  - d. Forced entry into a building will only be accomplished after authorization from a supervisor or as the result of fresh pursuit.
4. **Protective Sweep:** A deputy may make a warrantless entry into a residence as part of a protective sweep. A protective sweep is a limited pass through a residence to check for persons who may destroy evidence or pose a threat to the deputy.
- a. A protective sweep may be conducted after the arrest of a person inside a residence.
  - b. A protective sweep may be conducted after the arrest of a person immediately outside the premises, when there is reason to believe that others are inside the residence. The sweep may be performed only in areas where a person could be concealed. (These areas do not include drawers, files, or other small areas.)
  - c. Any contraband or evidence observed in plain view may be seized.

### **STOP AND FRISK**

1. **Stop:** F.S. 901.151, the Florida Stop and Frisk law, allows for the temporary detention of a person under circumstances that reasonably indicate that the person has committed, is committing, or is about to commit a violation of criminal law. These temporary detentions are used for ascertaining the identity of the person and the circumstances surrounding the person's presence. Limitations to the Stop and Frisk include:
  - a. The detention will not be longer than the time reasonably necessary to determine identification and to inquire about the circumstances creating the reasonable suspicion.
  - b. The person will be released if probable cause does not exist for an arrest.
  - c. The detention will not extend beyond the initial stop or the immediate area.
2. **Frisk:** A person who is temporarily detained may be frisked for weapons if there is probable cause to believe that the person is armed with a dangerous weapon and is a threat to the safety of the deputy or any other person. The frisk may be done only to the extent necessary to disclose or reveal the presence of a weapon.
  - a. A weapon discovered during a frisk may be used as probable cause for the arrest of the person.
  - b. If a deputy plainly feels the presence of what is immediately apparent to be contraband or evidence of a criminal offense, the deputy may remove the



contraband or evidence and charge the person accordingly. However, the frisk may not extend beyond the scope of a weapon search in order to discover any other contraband.

- c. A frisk may be extended to a bag or container in the person's possession.
- 3. **Search:** If probable cause exists for the arrest of the detained person, the deputy will arrest the person and search the person and the area within the person's immediate presence incident to arrest.
- 4. **Citizen Contacts:** A deputy may, at anytime, request to talk to a citizen as long as the encounter is with the citizen's consent and the citizen is aware of his or her freedom to leave. This contact is not subject to the Stop and Frisk limitations if it is consensual. No documentation is required for a citizen encounter.

### SEARCHES OF VEHICLES

- 1. **Warrantless Searches:** The United States Supreme Court has ruled that due to the mobile nature of vehicles on public roadways, they may be searched without a warrant as follows:
  - a. **Incident to Arrest:** A deputy may search the interior compartment area of a vehicle, and any open or closed containers therein, incident to the lawful arrest of an occupant of the vehicle. A search of the vehicle's trunk, however, is not within the scope of this search. Independent probable cause (contraband or other evidence of a crime) must be established as the result of the overall investigation in order to search the trunk or any closed containers outside the interior compartment or in the trunk. Independent probable cause can include any information established in the search of the interior compartment area.
  - b. **Auto Search:** A deputy may search any portion of a vehicle, including closed containers, as long as the deputy has probable cause to search that particular area of the vehicle or container for contraband, weapons, or evidence of a crime. Probable cause can be established through a canine exterior search, direct observation, or other legally established investigative methods.
  - c. **Plain View:** A deputy may seize contraband discovered in plain view inside a vehicle and search the entire vehicle and any open or closed containers found within the vehicle. However, a deputy must view the contraband from a legal vantage point and the nature of the contraband must be immediately apparent to the deputy.
  - d. **Impound:** A deputy will inventory an entire vehicle and its contents to include any open or closed containers subsequent to an impound of seized vehicles or other property.
  - e. **Consent:** A vehicle's driver and/or owner may consent to a search of a vehicle. Consent to search must be voluntary, and not based upon any form of coercion.

2. **Warrant Searches:** The search of a vehicle, based upon a valid warrant, will be executed in accordance with the conditions established in the search warrant. A vehicle search warrant is required when the vehicle to be searched is:
  - a. On private property; and/or,
  - b. Is immobile and not traveling on public roadways.

### **ARRESTEE RIGHTS**

1. **Miranda Warning:** In *Miranda v. Arizona*, the U.S. Supreme Court ruled that a suspect in custody must be advised of the Miranda Warning and a waiver obtained before any interrogation.
  - a. **Custody:** The courts have held that custody begins when a person does not reasonably believe that he or she is free to leave or their freedom of movement has been curtailed by the words and/or actions of a deputy. It is the mindset of the person being questioned that will determine a custodial interrogation, not the mindset of the deputy.
  - b. **Interrogation:** Miranda Warning forms are provided to deputies. The Miranda Warning will be read to suspects who are questioned while in custody. A Miranda Warning is not required during investigations that include:
    - (1) Routine traffic stops.
    - (2) General interviews used in the fact-finding area of an investigation. (Miranda may be required if the fact finding phase becomes accusatory, restricting the freedom of movement of a suspect.)
    - (3) No questioning of a suspect is required.
    - (4) A Stop and Frisk encounter. Miranda will be required if a probable cause or warrant arrest is made and the questioning of a suspect continues.
2. **Invocation of Rights:** The rights of an arrestee will be adhered to at all times during any investigation. When an arrestee asserts his or her Miranda rights, the deputy will discontinue questioning when:
  - a. The arrestee invokes the right to remain silent. (Questioning may resume if the arrestee reinitiates the process.)
  - b. An arrestee requests the presence of an attorney.

### **G. INDEXING:**

Arrest Procedures



Miranda Warning  
Searches  
Stop and Frisk  
Warrant Arrests  
Warrantless Arrests

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**APPROVED:**

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**TONY CAMERON  
SHERIFF, SUWANNEE COUNTY**

### **IMPARTIAL ATTITUDE**

All members shall remain completely impartial toward all persons coming to the attention of the Agency, and shall avoid the use of derogatory language, or the use of terms or mannerisms that may be considered down-grading by the public.

### **CARING FOR LOST, HELPLESS, INJURED OR ILL PERSONS**

Members shall always be alert to assist lost, helpless, injured, or ill persons.

### **AVAILABILITY WHEN ON DUTY**

Members on duty shall not conceal themselves except for some law enforcement purpose. They shall be immediately and readily available to the public during duty hours.

### **RESPONDING TO CALLS**

Members of the Agency shall respond without delay to all calls for law enforcement assistance from citizens or other members. Emergency calls take precedence; however, all calls shall be answered as soon as possible consistent with normal safety precautions and vehicle traffic laws. Except under the most extraordinary circumstances, or when otherwise directed by competent authority, no member shall fail to answer any land wire or radio call directed to him. The communications center shall be informed by a member when leaving the air and when returning to a duty station.

### **COMPENSATION FOR DAMAGE SUSTAINED ON DUTY**

Members and employees shall not seek in any way, nor accept from any source, money or other compensation for damages sustained or expenses incurred by them in the line of duty without first notifying the Sheriff in writing.

### **USE OF CONTROLLED SUBSTANCES**

Habitual, abusive, or unlawful use of controlled substances is prohibited. Controlled substances shall not be kept on Agency premises or in Agency vehicles unless such substances are authorized by a doctor or are in a legitimate law enforcement purpose.

### **DUTY RESPONSIBILITIES**

1. Never argue with others. All people will be treated impartially, regardless of race, religion, creed, sex, ethnic background, or nature of crime.
2. Members will be friendly and professional, and will be firm and uncompromising at all times regarding the law.



3. It is the job of each member to treat others in a humane, considerate fashion, with intelligent use of discipline to maintain the safety and security of the citizens and Agency staff.
4. Members shall, at all times, respond to the lawful orders of superior officers, as well as calls for law enforcement assistance from citizens. The administration's delegation of the enforcement of certain laws and ordinances to particular units of the Agency does not relieve members of other units from the responsibility of taking prompt, effective law enforcement action within the scope of those laws and ordinances when the occasion to do so requires. Members assigned to special duties are not relieved from taking proper action outside the scope of their specialized assignment when necessary. All members and employees shall perform their duties as required or directed by law, Agency rule, policy or order, or by order of a superior officer.
5. Members or employees shall not gossip with any other person, on or off duty, about Agency policies, operations, or personnel. No member or employee shall start, repeat or spread a rumor concerning Agency policy, operations, personnel or any activity of the Agency. Any member or employee, who gains knowledge of a rumor, or suspected rumor, shall immediately report that information and the source to the Sheriff or the Chief Deputy.

### **INSUBORDINATION**

Any member or employee who deliberately refuses or fails to obey any lawful order given by a superior officer or who engages in mutinous conduct such as showing gross and direct disrespect to a superior officer shall be guilty of insubordination and in violation of this regulation.

### **CONDUCT TOWARD SUPERIOR AND SUBORDINATE OFFICERS**

Members and employees shall treat superior officers, subordinates and associates with respect. They shall be courteous and civil at all times in their relationships with one another. When in the presence of other members, employees, or the public, officers shall be referred to by rank.

### **QUESTIONS REGARDING ASSIGNMENTS**

Members and employees in doubt as to the nature or detail of their assignment shall seek such information from their supervisors by going through the chain-of-command.

### **KNOWLEDGE OF LAWS AND REGULATIONS**

Every member and employee is required to establish and maintain a working knowledge of laws and ordinances in force to the County, the rules and policies of the Agency and the orders of the Agency and divisions thereof. In the event of improper action or breach of discipline, it will be presumed that the member was familiar with the law, rule, or policy in question.